

AN ORDINANCE OF THE CITY OF FRISCO, TEXAS, AMENDING FRISCO'S CODE OF ORDINANCES, CHAPTER 70 (SIGNS), SECTION 70-1 (PROVISIONS ADOPTED BY REFERENCE) AND AMENDING SIGN ORDINANCE NO. 04-07-62; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, the City Council of the City of Frisco, Texas ("City Council") has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of the City of Frisco, Texas ("Frisco" or "City") to amend Section 2 of Sign Ordinance No. 04-07-62, which incorporated Exhibit "A", setting forth sign regulations, thereto, by adopting the regulations set forth in this Sign Ordinance;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to amend Chapter 70 (Signs), Section 70-1 (Provisions Adopted By Reference) of Frisco's Code of Ordinances ("Code"), which incorporates Ordinance No. 04-07-62 into the Code by reference;

WHEREAS, Sign Ordinance No. 04-07-62 amended Section 2 of Sign Ordinance No. 04-01-03, which incorporated Exhibit "A", setting forth sign regulations, thereto;

WHEREAS, Sign Ordinance No. 04-01-03 amended Section 3, setting forth sign regulations, of Sign Ordinance No. 02-04-46;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to prevent potential traffic hazards resulting from signs' distractions and locations;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to prevent nuisances and invitations to vandalism;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to avoid obstructions to police and citizen views as a means of crime prevention;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to avoid obstructions to emergency services;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to create a neat and orderly appearance throughout Frisco;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to create a gateway effect into commercial areas and neighboring residential areas;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to create a means of safely identifying a place of business and the services available on the premises without creating esthetic offenses and harm;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to support the general economic development of Frisco;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to promote and aide in economic development and the tax base by allowing panel (kiosk) signs which supports residential development, which, in turn, provides a customer base for commercial areas;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to promote the City, aide in economic development, promote citizenry and good will, and promote awareness of happenings in the City by allowing the City to use its own property, such as right-of-way and light poles, to convey its own messages;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to support the general welfare of the citizens and to maintain the historically small town atmosphere during a time of growth by providing for a means to communicate information related to the residential community, civic activities and government;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to support the values promoted by Frisco, including its identity that was created from the promotion that Frisco is, “A great place to live, work, play and grow! In Frisco you can experience all the comfort, community and security of a small town while enjoying all the excitement, culture and opportunity of a big city.” These values are promoted by providing for a means to communicate information related to the residential community, local civic activities and government;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to ensure a non-commercial atmosphere within residential areas;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to maintain open spaces by setbacks;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to create appropriate and orderly commercial and residential atmospheres;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to maintain the privacy of the home and limit what an unwilling viewer must be exposed to relative to the enjoyment of the investment made in the home;

WHEREAS, the City Council has investigated and determined that it will be advantageous, beneficial and in the best interest of the citizens of Frisco to enhance property values and psychological well-being for individuals and families; and

WHEREAS, the City Council has investigated and determined that, unless expressly stated herein, this Ordinance does not change the character of any non-public forum to a limited public forum or a designated/open public forum and it does not change the character of any limited public forum to a designated/open public forum; and

WHEREAS, the City Council has complied with all notices and public hearings as required by law.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRISCO, TEXAS:

SECTION 1: Findings Incorporated/Applicability of Ordinance. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein. This Ordinance shall regulate signs within Frisco and its extra-territorial jurisdiction.

SECTION 2: Amendment to Chapter 70 (Signs), Section 70-1 (Provisions Adopted By Reference) of Frisco's Code of Ordinances. Chapter 70 (Signs), Section 70-1 (Provisions Adopted By Reference) of Frisco's Code is hereby amended to replace the reference to Sign Ordinance No. 04-07-62 with a reference to this Ordinance.

SECTION 3: Amendment to Frisco Ordinance No. 04-07-62. Section 2 of Sign Ordinance No. 04-07-62, which incorporated Exhibit "A" thereto as the Sign regulations for Frisco is hereby amended to replace Exhibit "A" in its entirety with the Exhibit "A", and its schedules, attached hereto, which is incorporated as if fully set forth herein, and adopted as the sign regulations for Frisco and its extraterritorial jurisdiction. Obtaining a sign permit, variance or sign coordination plan shall be considered a separate project from any other projects occurring on the property, as "project" is defined by Chapter 245 of the Local Government Code as it exists or may be amended, and approval, denial or withdrawal of the application for a sign permit, variance or sign coordination shall be the conclusion of that project.

SECTION 4: Penalty Provision: Any person, firm, corporation or business entity violating this Ordinance, or as amended, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined a sum not exceeding Five Hundred Dollars (\$500.00). Each continuing day's violation under this Ordinance shall constitute a separate offense. The penal provisions imposed under this

Ordinance shall not preclude Frisco from filing suit to enjoin the violation. Frisco retains all legal rights and remedies available to it pursuant to local, state and federal law.

SECTION 5: Savings/Repealing Clause: Frisco Ordinance No. 04-07-62 shall remain in full force and effect, save and except as amended by this or any other Ordinance. All provisions of any ordinance in conflict with this Ordinance are hereby repealed, but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinance shall remain in full force and effect.

SECTION 6: Severability: Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Frisco hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 7: No Change in Forums Created: Frisco hereby declares that it would not have passed any section of this Ordinance that changes the character of any non-public forum to a limited public forum or a designated/open public forum or changes the character of any limited public forum to a designated/open public forum, and that any section found to do so by a Court of competent jurisdiction shall be severed and considered repealed effective on the date of the Court's order/ruling.

SECTION 8: Effective Date: This Ordinance shall become effective from and after its adoption and publication as required by law the City Charter and by law.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FRISCO, TEXAS, on this _____ day of _____, 2006.

E. MICHAEL SIMPSON, Mayor

**ATTESTED AND CORRECTLY
RECORDED:**

NAN PARKER, City Secretary

APPROVED AS TO FORM:

ABERNATHY, ROEDER, BOYD & JOPLIN, P.C.
RICHARD M. ABERNATHY
JULIE Y. FORT
City Attorneys

Dates of Publication: _____, *Frisco Enterprise*

EXHIBIT “A”
CITY OF FRISCO SIGN REGULATIONS

1.01 DEFINITIONS AND REQUIREMENTS

For the purpose of this Ordinance, the words below shall have the following definitions, whether or not capitalized unless the context clearly requires another meaning, ascribed to them and the requirements and regulations set forth for each shall apply in the City of Frisco and its extra-territorial jurisdiction:

- A. A-FRAME SIGN** – A temporary sign used to identify a business name, telephone number, hours of operation, and/or the business’ website address. An A-frame Sign is made of two (2) pieces of wood, metal or other similar material approved by the Building Official connected at the top by hinges or similar device(s) and may collapse when the connecting device(s) are overextended or the two (2) pieces of wood, metal or other similar material are against one another. Also commonly-referred as a ‘Sandwich Board Sign’. **(A) Time** – A Sign Permit is required. The Sign Permit Number, in numerals not less than one (1”) inch in height shall be permanently affixed on the sign for the purpose of inspection. A Sign Permit shall not be issued to install or display an A-frame Sign until a Certificate of Occupancy has been issued for the place of business that elects to display the sign. After the issuance of a Sign Permit, an A-frame Sign may be displayed only during the business hours of the permit holder. **(B) Place** – A-frame Signs are permitted in Old Town Commercial (OTC), and within non-residential areas or Planned Developments used to incorporate the neighborhood center concept as described in the Frisco Millennium Plan. A-frame Signs must be located a minimum of three (3’) feet from any curb of any adjacent street. A-frame Signs must be placed on a sidewalk or adjacent to a sidewalk. A-frame Signs must provide an unobstructed pedestrian clearance of at least four (4’) feet in width. An A-frame Sign shall not be placed in any manner to interfere with vehicular traffic or cause a hazard. An A-frame Sign shall not be placed in any median. An A-frame Sign shall not be placed within a utility or right-of-way easement. **(C) Manner** – The maximum area of an A-frame Sign is twelve (12) square feet. The maximum height of an A-frame Sign shall be four (4’) feet. The maximum width of an A-frame sign is three (3) feet. An A-frame Sign shall not be closer than twenty (20’) feet to another A-frame Sign. A maximum of one (1) A-frame Sign may be placed per business or tenant on the property where the A-frame Sign is located. *(See Sections , 1.02 through 1.14 for additional requirements.)*

ABANDONED SIGN – A sign that had a permit, but the permit has been expired for thirty (30) or more consecutive days and/or does not identify or advertise a bona fide business, lessor, service, owner, product, event, or activity, or pertains to a time, event or purpose which no longer applies. Abandoned Signs are prohibited in the City of Frisco and its extra-territorial jurisdiction. *(See Section 1.11 for additional information regarding Neglected and Abandoned Signs.)*

APARTMENT SIGN – A temporary stake sign made of wood, metal or other similar material approved by the Building Official used to convey information that relates to the operations of an apartment community or complex. **(A) Time** – No Sign Permit required. Apartment Signs may be placed in the front yard of a property developed as an apartment complex no earlier than Friday at 12:00pm (noon) and shall be removed from the property no later than Sunday at 6:00pm. **(B) Place** – Apartment Signs may not be installed on any public property or right-of-way area. Apartment Signs shall only be

placed on the property for the apartment community to which it pertains. Apartment Signs installed within the front of a property shall not be placed closer than sixty (60') feet from another Apartment Sign. Apartment Signs shall not be installed within thirty (30') feet from a side property line. **(C) Manner** - An Apartment Sign shall not exceed six (6) square feet in total area. The maximum height of an Apartment Sign shall not exceed four (4) feet. *(See Sections 1.02 through 1.14 for additional requirements.)*

ATHLETIC REGISTRATION SIGN – A temporary stake sign used to convey sport-related, Frisco-based team registrations (i.e., softball, football, soccer, swimming, golf, tennis, etc.) that publicizes dates, times or locations of registrations. Athletic Registration Signs excludes information pertaining to dates, times and/or locations of scheduled games or award ceremonies. **(A) Time** – No Sign Permit required, but prior permission of the property owners is required. **(1.)** With prior written permission of the Director of Parks & Recreation, or their designee, Athletic Registration Signs may be erected up to seven (7) days prior to the registration and removed no more than forty-eight (48) hours after the registration. **(2.)** With prior permission of a home owners association (HOA), Athletic Registration Signs may be erected on a subdivision-maintained community park up to seven (7) days prior to the registration and removed no more than forty-eight (48) hours after the registration. **(3.)** With prior permission from a public or private school, Athletic Registration Signs may be erected up to seven (7) days prior to the registration and removed no more than forty-eight (48) hours after the registration. **(B) Place** – Athletic Registration Signs shall not be located within any median, any right-of-way or easement, or on any other public property, except as allowed herein at public parks and public schools. **(1.)** At city-owned parks, Athletic Registration Signs may be located at the City park exits or other City park area approved by the Director of Parks & Recreation or his/her designee. **(2.)** At HOA-maintained parks or open space areas, Athletic Registration Signs shall be located on private HOA-maintained park property with written approval by the HOA Board or his/her designee. **(3.)** At public or private school property, Athletic Registration Signs shall be located at a school Exit or other area on school property approved by the school authority. **(C) Manner** - The maximum area of an Athletic Registration Sign shall not exceed six (6) square feet. The maximum height of an Athletic Registration Sign shall not exceed four (4') feet. *(See Sections, 1.02 through 1.14 for additional requirements.)*

AUDIBLE SIGN – Any sign that emits music, talking, words, or other sound or amplification. Audible Signs are prohibited in the City of Frisco and its extra-territorial jurisdiction.

AWNING – A retractable or non-retractable projection, shelter or structure of rigid or non-rigid canvas, metal, wood, or other similar material approved by the Building Official that extends above a window, door, patio, or deck as protection from the weather, used as a decorative embellishment or used for identity, which may be illuminated. An awning requires the issuance of a Building Permit prior to installation, unless approved with the initial building permit.

AWNING SIGN – A permanent sign that is directly applied, attached or painted onto an Awning that covers a pedestrian walkway, intended for protection from the weather or as a decorative embellishment, projecting from a wall or roof of a structure over a window, walk, door, or the like. An Awning Sign is used to advertise the name of the business, hours of operation, business telephone number, business address, and/or website address. **(A) Time** – A Sign Permit is required. A Sign Permit shall not be issued to erect or place

an Awning Sign onto an Awning at a property until a site plan and/or a final plat is approved by the Planning & Zoning Commission for development of the property and after the issuance of Building Permit or Certificate of Occupancy. **(B) Place--** In no case shall the supporting structure of an Awning Sign extend into or over the right-of-way. The supporting structure of an Awning Sign may extend over the right-of-way in the Original Town Commercial (OTC) district, but shall not extend closer than four (4') feet from back of curb. No building shall have both a wall sign and an Awning Sign on the same building face. **(C) Manner** - The maximum height of an Awning Sign shall not exceed four (4') feet. The width of an Awning Sign shall not exceed seventy-five (75%) percent in length of any side of an Awning. An Awning Sign shall only be permitted in conjunction with a non-residential use or in a non-residential zoning district. An Awning Sign shall be secure and may not swing, sway, or move in any manner. An Awning Sign shall not contain any moving devices. *(See Sections 1.02 through 1.14 for additional requirements.)*

AWNING SIGN ATTACHMENTS – Awning Sign Attachments that covers a pedestrian walkway are accessory, supplemental extensions that are attached above or below an Awning commonly-used in conjunction with a Wall Sign. Awning Sign Attachments provide the name of the business. **(A) Time** – A Sign Permit is required. Structural drawing(s), as required by the Building Official, sealed by a licensed engineer must be submitted with the permit application. **(B) Place** - Awning Sign Attachments shall only suspend from or extend above the edge of a pedestrian Awning. Awning Sign Attachments installed for pedestrian display located and attached on the underside of a pedestrian Awning shall be centered. **(C) Manner** - Awning Sign Attachments shall have a maximum height of twelve (12") inches. Suspended or extended Awning Sign Attachments shall not alternate up-and-down at a business' storefront. Suspended Awning Sign Attachments suspended over a pedestrian Awning shall maintain a nine (9') foot clearance from pedestrian grade measured from the lowest hanging portion of the attachment. Awning Sign Attachments shall not swing, sway, or move in any manner. The structural-engineering of Awning Sign Attachment must be approved by the City of Frisco before a Sign Permit can be granted. Awning Sign Attachments shall not be used in conjunction with an Awning Sign. Only one type of Awning Sign Attachment shall be used per storefront. *(See Sections 1.02 through 1.14 for additional requirements.)*

BALLOONS AND OTHER FLOATING DEVICE(S) – A visible airtight or air-flow through apparatus commonly made of latex, mylar or other similar material that extends by a cord, rope, string, wire or other similar material. No person shall erect, maintain, or allow the installation of any floating device(s) anchored to the ground, any vehicle, structure or any other fixed object for the purpose of advertising or attracting attention to a business, commodity, service, sale, or product, except as otherwise permitted in this Ordinance. Balloons and all Other Floating Device(s) are prohibited in the City of Frisco and its extra-territorial jurisdiction. *(See Sections 1.02 through 1.14 for additional requirements.)*

BANNER – A temporary sign having characters, letters, or illustrations applied to plastic, cloth, canvas, or other light fabric or similar material, with the only purpose of such non-rigid material being for background. A Banner advertises the business' name, opening dates, telephone number, hours of operation, and/or type of products offered or sold. A Banner does not include a Municipal Banner. **(A) Time** - A Sign Permit is required for each display period. The Sign Permit placard must be displayed in a

conspicuous place visible from the street for the purpose of walk-up inspection. A Sign Permit shall not be issued to display a banner at a property until a site plan and/or final plat is approved by the Planning & Zoning Commission for development of the property and a Building Permit is issued. One (1) banner sign may be placed on a building for three (3) fourteen (14) day periods per calendar year. The periods may be combined. Each suite within a retail development shall be considered a building and, therefore, shall be allowed to erect a banner accordingly. New businesses shall be permitted to place a banner on their building prior to the issuance of a Certificate of Occupancy with the issuance of a Sign Permit from the Building Official. A new business shall be permitted to place one (1) banner on their building storefront up to six (6) weeks after the date of a Certificate of Occupancy with the issuance of a Sign Permit. Banner(s) displayed before and immediately following the date of the Certificate of Occupancy shall not count against the allowances for the three (3) fourteen (14) day periods within a calendar year. Exemption: Religious organizations that temporarily operate in a school or other non-religious facility may erect a banner no earlier than two (2) hours before worship and remove no later than two (2) hours after worship without the issuance of a Sign Permit. **(B) Place** – A Banner shall be securely attached to the front, side or rear face of a building. A Banner shall not face a residential neighborhood, unless separated by a major thoroughfare. However, banners are permitted only in conjunction with a non-residential use or in a non-residential zoning district. With permission from the Director of Parks & Recreation, Special Event Coordinator or their designee, banners may be erected during social or athletic events at a public park or other City-owned property attached to pavilions, fences, vehicles, stakes, rails, or poles up to two (2) hours prior to the start of the event and shall be removed no later than one (1) hour after the conclusion of the event. **(C) Manner** – A Banner shall not exceed forty-eight (48) square feet in area, except that at an individual business with a floor area of fifty-thousand (50,000) square feet or greater, a Banner shall not exceed one-hundred (100) square feet in area. A Banner shall be placed a minimum of nine (9') feet above grade at any pedestrian traveled way. Where a building wall is nine (9') feet in height or less, is adjacent to an approved parking surface, and is not a designated pedestrian walkway, one (1) Banner shall be placed a minimum of five (5') feet above the grade above the parking surface. *(See Sections 1.02 through 1.14 for additional requirements.)*

BILLBOARD - A sign erected in the outdoor environment for the purpose of the display of commercial or noncommercial messages not pertinent the use of products sold on, or the sale or lease of, the property on which it is displayed. Billboards include any of its support, frame or other appurtenances. Billboards are prohibited in the City of Frisco and its extra-territorial jurisdiction.

BUILDING OFFICIAL – The Building Official or his/her designee or other City-authorized agent appointed by the City Manager.

CANOPY SIGN – A sign that is applied, attached, painted or affixed on a canopy or other roof-like cover over gasoline fuel pumps, vacuum area at car detail facilities, or other areas where services are provided to a patron in a vehicle intended for protection from the weather or as a decorative embellishment. A Canopy Sign may contain only the business' name and/or logo on the canopy band. **(A) Time** - A Sign Permit is required. A Sign Permit shall not be issued to erect, install or place a Canopy Sign on a property until a site plan and/or final plat has been approved by the Planning & Zoning Commission for development of the property and after the issuance of a building permit for a building on the property. **(B) Place** – Canopy Signs may only be erected on the two (2) sides of the

canopy band that face a public street. **(C) Manner** – Canopy Signs may not exceed fifteen (15) square feet in size. Canopy Signs must be attached directly to or painted on the exterior face of the canopy band and shall not project more than eighteen (18) inches from the canopy band. Only the canopy band may be illuminated, not the entire canopy. Canopy Signs attached or applied to a canopy shall not extend above or below the canopy band.

CITY MANAGER – The City Manager or his/her designee or other City-authorized agent appointed by the City Manager.

CLOUD BUSTER BALLOON & AIR DEVICES – Any visible airtight or air-flow through, inflatable apparatus that exceeds one (1) square foot in total area made of latex, mylar, or other similar material that extends higher than ten (10) feet into the sky by a cord, rope, string, wire, or other similar material. A Cloud Buster Balloon or Air Device is commonly-used to attract passerbys/patrons to a location having a promotion, sale, or other function. Cloud Buster Balloons, blimps, and other Air Devices are prohibited in the City of Frisco and its extra-territorial jurisdiction.

COMMERICAL REAL ESTATE SIGN (CRES) – An on-site, temporary sign made of wood, metal or similar material approved by the Building Official that pertains to the sale or lease of the property where the sign is located. A V-Shape sign is not a CRES. A CRES generally advertises the name of a building or property for sale or lease, property owner name, realtor information, telephone number, zoning information, and other information relating to the sale or lease of non-residential property. **(A) Time** – A Sign Permit is required. The Sign Permit Number, date installed, and sign contractor's name shall be placed on the CRES in characters no less than one (1") inch in height in a conspicuous place for the purpose of walk-up inspection. A CRES requires removal within ten (10) days after the sale or lease of a property or business. **(B) Place** – A CRES shall be located no closer than fifteen (15') feet to any property line. A maximum of one (1) CRES per property shall be placed on a lot. For a property with more than five-hundred (500') feet of single street frontage, more than one CRES is allowed, provided, that each CRES is spaced a minimum of two-hundred (200') feet from other Signs. **(C) Manner** - A CRES shall not exceed thirty-two (32) square feet in area. A CRES shall not exceed eight (8') feet in height. The maximum width of a CRES shall not exceed four (4') feet. *(See Sections 1.02 through 1.14 for additional requirements.)*

DEVELOPED – A developed property is a non-residential property for which a Certificate of Occupancy has been issued by the Building Official to occupy a building on the property or a residential property for which a Certificate of Final Acceptance has been issued by the City.

DILAPIDATED – Any surface element, background, or support of any Sign that has finished materials that are missing, broken, bent, cracked, decayed, dented, harmful, hazardous, illegible, leaning, splintered, ripped, torn, twisted, or unsightly.

ERECT or INSTALL – To build, construct, attach, hang, place, suspend, affix, paint, display, apply, assemble or place in any manner, including but not limited to on the exterior of a building or structure.

EXEMPT – A Sign Permit is not a requirement; however, compliance with all other City ordinances and the Comprehensive Zoning Ordinance, as it currently exists or may be amended, is required.

FEATHER FLAG – A Wind Device that contains a harpoon-style pole or staff driven into the ground for support. Feather Flags are prohibited in the City of Frisco and its extra-territorial jurisdiction unless the Feather Flag is located on a property with single-family or two-family zoning for which a certificate of occupancy has been issued for the sole purpose of expressing patriotism or for a celebration or seasonal decoration.

FLAG / FLAGPOLE – A piece of fabric or other flexible material attached to a ground-supported staff on one end used as a symbol of a nation, state, political subdivision, or organization. **(A) Time** – No Sign Permit required, except for a Flag attached to a pole within the OTC or along Preston Road. A Flag shall not be placed on a property until a site plan and/or a final plat is approved by the Planning and Zoning Commission for development of the property. **(B) Place** – A Flag and its ground-supported staff shall be located on private property behind the property line. Flags may be placed at parks during social and athletic events. **(C) Manner** – At a property that contains a building with less than (<) four (4) floors, the maximum height of a ground-supported Flagpole shall be forty (40) feet measured from the ground with the maximum area of the Flag not to exceed sixty (60) square feet in area. At a non-residential property that contains a building with four (4) floors or more above-ground, the maximum height of a Flagpole shall be sixty (60) feet measured from the ground with the maximum area of a Flag not to exceed ninety-six (96) square feet in area. A maximum of four (4) Flags or Flagpoles may be located on a property. A Flag not displayed on a ground-supported staff shall meet the permit and display requirements of a Banner (see ‘Banner’).

GARAGE SALE SIGN – An on-site temporary Stake Sign used to advertise a garage sale, yard sale, or estate sale at an occupied residential property that has obtained a Certificate of Occupancy. **(A) Time** – No Sign Permit required. A Garage Sale Sign shall not be erected earlier than 12:00pm (noon) on the Thursday before the Garage Sale and must be removed by 6:00pm on the Sunday following the sale. **(B) Place** – Only one (1) Garage Sale Sign per street frontage of the property. Garage Sale Signs shall be located only on the private property of the resident having the garage sale. A Garage Sale Sign shall be erected on private property not closer than ten (10) feet from the edge of any street pavement. A Garage Sale Sign shall not be located off-location. Garage Sale Signs shall not be placed on a vehicle, fence, pole, tree, median, or railing. Garage Sale Signs shall not be Balloons, Wind Devices or other type of Sign, except Stake Signs, unless meeting the definition and requirements for that type of Sign. **(C) Manner** – A Garage Sale Sign shall not exceed six (6) square feet in area. The maximum height of a Garage Sale Sign shall not exceed four (4) feet. *(See Sections 1.02 through 1.14 for additional requirements.)*

GOVERNMENT AWARENESS SIGN – A Government Awareness Sign is a temporary stake sign, banner or other apparatus, including Flags, used to convey health, safety and welfare information to the public regarding City, County, State, or Federal government requirements and regulations such as water restrictions, burn bans, or other similar information. Government Awareness Signs may include Town Hall Meeting information. **(A) Time** - No Sign Permit required. No restrictions. **(B) Place** – No restrictions. **(C) Manner** – No restrictions. *(See Sections 1.02 through 1.14 for additional requirements.)*

GOVERNMENT COMMUNITY EVENT SIGN – A temporary stake sign, banner, or other apparatus used to convey information to the public regarding City-related activities and events (i.e., Operation Clean Sweep, National Night Out, Daddy-Daughter Dance, Eggstravaganza, and the like). **(A) Time** – No Sign Permit required. A Government Community Event Sign may be erected up to seven (7) days prior to the event or activity, and shall be removal within two (2) business days after the event or activity. **(B) Place** – Government Community Event Signs shall only be placed at a City public park and/or other City government property that contains a public building, within a residential subdivision with written permission from the Homeowner’s Association or its representative, at a private or public educational facility with permission, and at the event location. **(C) Manner** – A Government Community Event Sign shall not be placed in medians, easements, or within the right-of-way of any thoroughfare.

GRAFFITI – Pictures, words or slogans, images, or other artwork painted, drawn, scratched or applied in any manner to exterior walls, fences, structures, vehicles, stone, statues, buildings, or other items in public view. Graffiti includes the illegal or unauthorized defacing of a building, wall, or other edifice or object by painting, or otherwise, marking it with words, pictures, or symbols, advertising, logos, relations with a group, indecent/vulgar images or offensive language(s). Graffiti is prohibited in the City of Frisco and its extra-territorial jurisdiction.

GRAND OPENING – A commemoration that promotes the opening of a new business is a Grand Opening. A Grand Opening shall be within one-hundred eighty (180) days of the issuance of a Certificate of Occupancy from the Building Official. Grand Openings after one-hundred eighty (180) days after the issuance of a Certificate of Occupancy requires approval from the Building Official. A Grand Opening may only be located at the business that received a Certificate of Occupancy from the Building Official. A Grand Opening shall not exceed fourteen (14) consecutive days in length. *(See Sections 1.02 through 1.14 for additional requirements.)*

GRAND OPENING BALLOON(S) &/or BALLOON ARRANGEMENT – A Grand Opening Balloon is a visible airtight, inflatable apparatus with a maximum of one (1) square foot in total area in various shapes and/or designs made of latex, mylar, or other similar material approved by the Building Official. A Grand Opening Balloon is customarily a hand-held device with a maximum ten (10) foot in length cord, rope, string, wire or other similar material. Balloon Arrangements are Grand Opening Balloons tied, twisted, or connected in such a manner to design creative figures, shapes, crescents, and/or other displays. **(A) Time** – A Sign Permit is required. Grand Opening Balloon Arrangements shall only be displayed during a Grand Opening at a business. Grand Opening Balloon(s) &/or Balloon Arrangements require removal within two (2) hours after the conclusion of the Grand Opening. **(B) Place** – Grand Opening Balloon Arrangements shall only be displayed within twenty (20) feet of the business’ public entrance that has obtained a permit for a Grand Opening. Grand Opening Balloon Arrangements shall not be placed or displayed in front of (or at) other businesses. Grand Opening Balloons and/or Balloon Arrangements shall not be attached to parking signs, bicycle stands, benches, trees, fences, poles, railings, vehicles, existing signage, display items, other structures, or placed in required parking spaces. Grand Opening Balloons and/or Balloon Arrangements shall not block pedestrian or vehicular visibility or cause a safety hazard. **(C) Manner** – Grand Opening Balloon Arrangements may not exceed

twenty (20) feet in height. Grand Opening Balloons Arrangements must be secured to the ground. *(See Sections 1.02 through 1.14 for additional requirements.)*

HOA-NEIGHBORHOOD SIGN (HOA-NS) – A temporary Stake Sign used to convey residential subdivision board meetings, announcements, or other subdivision-related events to residents within the subdivision. **(A) Time** – No Sign Permit required. **(B) Place** – A HOA-NS shall be located on private property within the subdivision. A HOA-NS shall not be located along any major thoroughfare or street artery outside of the subdivision screening wall or perimeter barrier. **(C) Manner** – The maximum area of a HOA-NS shall not exceed six (6) square feet. The maximum height of a HOA-NS shall not exceed four (4) feet. *(See Sections 1.02 through 1.14 for additional requirements.)*

HOME IMPROVEMENT SIGN – An on-site temporary Stake Sign that advertises the name, phone number, website address, and/or type of construction being performed on the property, such as a roof, fence, pool, paint, landscape, or other home improvement contractor. **(A) Time** – No Sign Permit required. A Home Improvement Sign shall be removed within fifteen (15) days of being initially installed or when the home improvement work is completed, whichever occurs first. **(B) Place** – A Home Improvement Sign shall be located only on the lot at which the home improvement is occurring. A Home Improvement Sign shall not be erected on private property closer than ten (10) feet from the edge of any street pavement or designated roadway. **(C) Manner** – A Home Improvement Sign shall not exceed six (6) square feet in area. A Home Improvement Sign shall not exceed four (4) feet in height. A maximum of one (1) Home Improvement Sign shall be erected on a lot. *(See Sections 1.02 through 1.14 for additional requirements.)*

HUMAN SIGN – A sign held by or attached to a human being who stands or walks on the ground, on-site at a business location. A Human Sign includes a person dressed in costume, both, for the purposes of advertising or otherwise drawing attention to an individual, business, commodity, service, activity, or product. **(A) Time** – No Sign Permit required. Human Signs may be displayed twenty-four (24) hours each and every continuing day. **(B) Place** – Human Signs shall be located on private property where a sale, event, promotion, or the like is taking place. Human Signs may not be Off-location from where a promotion, sale, event, or the like takes place. **(C) Manner** – Human Signs may not hold or carry Wind Devices, flags or Balloons. Human Signs shall only be persons who stands or walks on the ground on private property. Podiums, risers, stilts, vehicles, roofs, or other structures or devices shall not support a Human Sign. *(See Sections 1.02 through 1.14 for additional requirements.)*

ILLUMINATED SIGN – A Sign designed or made that consists of lights, LEDs, or other form of illumination that displays a message or picture that does not scroll, fade, blink, flash, travel, or any other means that does not provide constant illumination.

IMPOUNDED SIGN – A Sign that is legally removed by a City-authorized official, inspector, officer, other City employee(s) or City-authorized person(s) in accordance with the provisions of this Ordinance.

INFLATABLE DEVICE SIGN (IDS) – A sign manufactured of plastic, cloth, canvas or other flexible or light fabric, inflated with air, secured to the ground, does not float, and does not exceed thirty (30') feet in height. An IDS only advertises the opening dates, sale of items offered or sold, date of sale, name of business, telephone number, and/or

website information of a business. **(A) Time** – A Sign Permit is required. The Sign Permit must be displayed in a conspicuous place visible from the street for the purpose of walk-up inspection. A Sign Permit shall not be issued until the City of Frisco has issued a Certificate of Occupancy for the business that elects to display an IDS. One (1) IDS may be erected on a lot for no more than three (3) fourteen (14) day periods per calendar year. A business can only display one (1) IDS at a time. In the case of multiple businesses or tenants located on a single lot, each business is allowed to erect an IDS on the lot for three (3), fourteen (14) day periods, provided that not more than one (1) IDS is installed along any street frontage at the same time. One (1) IDS per street frontage may be installed each time. **(B) Place** – An IDS shall not be located in required parking places, or driveways that provide access to parking spaces or fire lanes, nor shall any IDS or its securing devices encroach into a right-of-way. IDSs are only permitted within a non-residential zoning district. **(C) Manner** – An IDS shall be secured directly to, and not suspended or floating from, the ground. An IDS shall not be placed on a roof, canopy, parking garage, or awning, or suspended or floating from any building or garage. The maximum height of an IDS shall not exceed thirty (30) feet. One (1) Banner may be applied to an IDS. A Banner applied to an IDS shall not count toward the allotted number of Banners during a calendar year. The maximum area of a Banner applied to an IDS shall not exceed forty-eight (48) square feet. An IDS shall not be installed within two-hundred (200) feet from another IDS measured in a straight line in any direction. Cloud Buster Balloons, blimps, Wind Devices or any similar type of apparatuses are not an IDS. *(See Sections, 1.02 through 1.14 for additional requirements.)*

INSTRUCTIONAL / INFORMATIONAL SIGN – A sign that provides instruction, information, or direction to the general public. The sole purpose of an Instructional / Informational Sign is to provide instruction, information, or direction to the general public that is essential to the health, safety, and public welfare of the community. An Instructional / Informational Sign shall contain no other message, copy, announcement, or decoration other than the essential instruction, information or direction and shall not advertise or otherwise draw attention to an individual, business, commodity, service, activity, or product. Such signs shall include, but are not limited to, a sign identifying a property address, street address, restrooms, public telephones, handicap parking spaces, reserved parking spaces, freeze warning, no trespassing, no dumping, no loitering, no soliciting, beware of warning, water resource information, neighborhood watch informational, lock/take & hide informational, construction entrance and/or exit signage. Instructional / Informational Signs erected by the City, local, Federal or State governments for the purpose of public instruction, warnings or other similar hazards, street or highway designation, traffic control and similar purposes incidental to public interests shall be considered an Instructional / Informational Sign. An Instructional / Informational Sign will include a sign of a warning, directive or instruction erected by a public utility company that operates under a franchise agreement with the City of Frisco and/or signs required by Federal, State or other local authorities. **(A) Time** – A Sign Permit is not required. No Restrictions. **(B) Place** – No restrictions. **(C) Manner** – The maximum area of an Instructional / Informational Sign is sixteen (16) square feet. *(See Sections 1.02 through 1.14 for additional requirements.)*

KIOSK (PANEL) SIGN (KPS) – A Kiosk (Panel) Sign is a sign which contains individual panels and which is generally used to provide direction to residential subdivisions from major thoroughfares (“KPS-1”) or to provide direction to schools, amenities, information centers, community facilities, and neighborhoods within a residential subdivision (“KPS-2”). A Kiosk (Panel) Sign is a sign placed within the

public right-of-way used to provide direction to Frisco single-family or two-family subdivisions, and/or municipal facilities. **(A) Time for KPS-1** – On properties located at the intersection of two (2) major thoroughfares, Kiosk (Panel) Signs are permissible subject to the following conditions and upon the issuance of a Sign Permit. **(B) Place for KPS-1** – Kiosk (Panel) Signs shall be placed on a property located at the intersection of two (2) major thoroughfares as defined and illustrated on the City’s Thoroughfare Plan as it currently exists or may be amended. Kiosk (Panel) Signs shall be placed a minimum of two-hundred (200) feet and a maximum of four-hundred fifty (450) feet from the intersecting right-of-way line. Kiosk (Panel) Signs may be placed in the right-of-way. **(C) Manner for KPS-1** – Kiosk (Panel) Signs shall be designed in accordance with the following design standards: **(1.)** A maximum of four (4) Kiosk (Panel) Signs are permitted at an intersection. One (1) Kiosk (Panel) Sign is permitted on each street corner. **(2.)** The Kiosk (Panel) Sign and its panels shall be of steel construction or wood construction painted with exterior oil-based paint. **(3.)** The cost of production, installation, maintenance, and relocation or removal of the Kiosk (Panel) Sign shall be the responsibility of the permittee, or, if located on private property, the permittee and the property owner shall have joint and several liability. **(4.)** The maximum height shall not exceed ten (10) feet. **(5.)** The maximum width shall not exceed six (6) feet. **(6.)** The color of the panels and the letters shall be uniform throughout the entire City. **(A) Time for KPS-2** – A Kiosk (Panel) Sign may be erected on a property within a platted single-family or two-family subdivision after Planning & Zoning Commission’s approval of the final plat of the property. **(B) Place for KPS-2** – **(1.)** Kiosk (Panel) Signs may be placed within the platted limits of a single-family or two-family residential subdivision. Kiosk (Panel) Signs approved as part of a Sign Coordination Plan as defined in Section 1.15 may be placed outside the platted limits of a single-family or two-family residential subdivision on a property of the same ownership as the developing subdivision. **(2.)** Kiosk (Panel) Signs may be placed in the right-of-way. **(C) Manner for KPS-2** – **(1.)** A Sign Coordination Plan must be approved by Planning & Development Services for the placement of Kiosk (Panel) Signs within a single-family or two-family residential subdivision prior to issuance of a Sign Permit. **(2.)** The maximum height shall not exceed ten (10) feet. **(3.)** The maximum width shall not exceed six (6) feet. A Kiosk (Panel) Sign and its panels shall be of steel construction or wood construction painted with exterior oil-based paint. **(4.)** The color of the panels and the letters shall be uniform throughout the entire residential subdivision. **(5.)** The cost of production, installation, and maintenance of the Kiosk (Panel) Signs shall be the responsibility of the developer or homeowners’ association. *(See Sections 1.02 through 1.14 for additional requirements for KPS-1 and KPS-2.)*

LOGO – Any design, insignia or other marking of a company or product, which is used in advertising to identify the company, business or product.

MENU BOARD SIGN – A sign erected in conjunction with a use that incorporates a drive-thru or drive-in and generally used to provide service and/or product options and pricing for patrons who remain in a vehicle. **(A) Time** – A Sign Permit is required. A Sign Permit shall not be issued to erect or place a Menu Board Sign on a property until a site plan and/or final plat is approved by the Planning & Zoning Commission for development of the property and after issuance of a Building Permit for a building on the property. **(B) Place** – A Menu Board Sign is permitted only in conjunction with a non-residential use or in a non-residential zoning district. The minimum front building setback is twenty-five (25) feet from the property line. **(C) Manner** **(1) Drive-thru Menu Board Sign** – A Menu Board Sign shall be supported from the grade to the bottom

of the sign having or appearing to have a solid base. The design, materials, and finish of a Menu Board Sign shall match those of the building(s) on the same lot. One (1) Menu Board Sign is permitted per drive-thru use on a lot. The maximum area of a Menu Board Sign is sixty (60) square feet. The maximum height of a Menu Board Sign is six (6) feet. **(2) Drive-thru pre-order sign** – A Drive-thru pre-order sign shall be supported from the grade to the bottom of the sign having or appearing to have a solid base. The design, materials, and finish of a Drive-thru pre-order sign shall match those of the building(s) on the same lot. One (1) Drive-thru pre-order sign is permitted at the entrance of the drive-thru lane on a lot. The maximum area of a Drive-thru pre-order sign is twenty-four (24) square feet in area. The maximum height of a Drive-thru pre-order sign is six (6) feet. **(3) Drive-in menu board sign** – A Drive-in Menu Board Sign shall be supported from the grade to the bottom of the sign having or appearing to have a solid base. If the drive-in stalls are covered by a canopy, the Drive-in Menu Board signage may be attached directly to the canopy support columns. The design, materials, and finish of a Drive-in Menu Board Sign shall match those of the building(s) on the same lot. One (1) Drive-in Menu Board Sign is permitted per ordering station. The maximum area of a Drive-in Menu Board Sign is nine (9) square feet in area. The maximum height of a Drive-in Menu Board Sign is six (6) feet. *(See Sections 1.02 through 1.14 for additional requirements.)*

MERCHANDISE SIGNS AND/OR DISPLAY(S) – Any goods, wares, merchandise or other advertising object or structure suspended applied, erected, installed from or on any building, or pole, structure, sidewalk, parkway, driveway, parking area, fuel pump island or its supports, bridge or overpass for the purpose of advertising such items or attracting patrons. Merchandise Signs and/or Displays are prohibited in the City of Frisco and its extra-territorial jurisdiction, except as specifically allowed by any City ordinance or required by Federal or State law.

MOBILE ADVERTISEMENT SIGN – An operable or inoperable vehicle with illuminated or non-illuminated panels, other devices, or appendages used to advertise, promote or draw attention to products, services, events, or other similar purpose. The primary purpose of a Mobile Advertisement Sign is advertising. **(A) Time** – No requirement. **(B) Place** – A Mobile Advertisement Sign is prohibited from being parked, driven, stationed, or moving in any manner on private property within the City of Frisco or its extra-territorial jurisdiction for longer than 20 minutes per 24-hour day. **(C) Manner** – A Mobile Advertisement Sign shall only be driven on public streets in the City of Frisco and its extra-territorial jurisdiction.

MODEL HOME SIGN – A sign used to identify a builder or contractor model house that is open to the public for inspection by customers and located within a residential district. A Model Home Sign provides a builder's name, corporate logo, hours of operation, website information, and/or telephone number. **(A) Time** – A Sign Permit is required. A Sign Permit shall not be issued until a site plan and/or final plat has been approved by the Planning & Zoning Commission for development of the subdivision and after final acceptance of the subdivision by the City, and after a Building Permit is issued for construction of a dwelling model home or temporary sales trailer. **(B) Place** – A Model Home Sign is permitted on a lot that has been issued a Building Permit for construction of a residential dwelling or temporary sales trailer. One (1) Model Home Sign is allowed per residential lot. The minimum front setback of a Model Home Sign shall be fifteen (15) feet from the property line. The minimum side or rear setback of a Model Home Sign shall be ten (10) feet from the property line. **(C) Manner** – The

maximum area of a Model Home Sign shall not exceed forty-eight (48) square feet. A Model Home Sign shall be supported from the grade to the bottom having a solid base with a one (1) foot masonry border or decorative embellishment border. All decorative embellishment borders and/or masonry borders will be included in the calculation of the total area of a Model Home Sign. The maximum height of a Model Home Sign shall not exceed five (5) feet. The average finished grade of the lot shall not be altered to increase the height of a Model Home Sign. Model Home Signs shall not contain neon or prohibited lights. Exterior lighting must meet the requirements of the Light and Glare Standards as defined in Frisco's Comprehensive Zoning Ordinance, as it currently exist or may be amended. *(See Sections 1.02 through 1.14 for additional requirements.)*

MONUMENT (INDIVIDUAL) SIGN (MIS-1) – A sign supported from the grade to the bottom of the sign having or appearing to have a solid and opaque base and used to identify tenants or name of a business located within a planned development or on a separately platted lot within a planned development. **(A) Time** – A Sign Permit is required. A Sign Permit shall not be issued to erect, install or place an MIS-1 on a property until a site plan and/or final plat has been approved by the Planning & Zoning Commission for development of the property and after the issuance of a building permit for a building on the property. **(B) Place** – MIS-1 are permitted in non-residential zoning districts or non-residential areas and on a lot containing an apartment complex, daycare facility, school, community center, amenity center, marketing center, or religious facility. A MIS-1 is permitted on the same lot as a Unified Development Monument Sign (UDMS), but the total number of UDMSs and MIS-1s located within a Unified Development Zone shall generally not exceed the number of lots located within the Unified Development Zone. The total number of signs shall not be permitted to exceed the total number of lots in the Unified Development Zone when additional MIS-1s or UDMSs are permitted on a property. The minimum front yard setback for a MIS-1 is fifteen (15) feet from the property line. The minimum side and rear setback from the property line shall be equal to the height of the MIS-1. **(C) Manner** – **(1)** The design, materials, and finish of an MIS-1 shall match those of the buildings on the same lot. A MIS-1 shall contain a minimum one (1) foot masonry with mortar border around all sides. An MIS-1 constructed entirely of masonry materials, as defined in Comprehensive Zoning Ordinance No. 00-11-01, as it currently exists or may be amended, shall satisfy the one (1) foot masonry border requirement. Back-lit MIS-1s shall be inset into the pedestal rather than attached or applied to the pedestal. **(2)** MIS-1s constructed in conjunction with UDMSs and Monument (Individual) Sign-2 (MIS-2) shall be consistent with the building elements and materials of UDMSs within the Unified Development, and MIS-2s on the same lot and within the Unified Development. Architectural embellishments are also encouraged and may be considered through the review of a Sign Coordination Plan. **(3)** A lot is allowed a maximum of one (1) MIS-1 per street frontage. **(4)** The maximum area of an MIS-1, including the 1-foot masonry border, is sixty (60) square feet. **(5)** The maximum height of a MIS-1 is eight (8) feet. **(6)** MIS-1s are permitted to contain electronic variable messages subject to the following conditions: **(a)** Variable message monument signs shall only be permitted along a major thoroughfare or greater as designated in the City's Thoroughfare Plan, as it currently exists or may be amended. **(b)** Variable message monument sign characters shall have a minimum height of ten (10) inches and a maximum height of sixteen (16) inches. **(c)** Variable message monument signs shall not be animated, flash, travel, blink, fade, or scroll. **(d)** Variable message monument signs shall remain static for not less than (<) fifteen (15) seconds. **(e)** Variable message monument signs are permitted to contain time and temperature displays. The time and temperature shall remain static for not less than three (3) seconds.

(f) Variable message Wall Signs are also permitted, but only one (1) variable message sign, either monument or wall, is permitted per lot. *(See Sections 1.02 through 1.14 for additional requirements.)*

MONUMENT (INTERNAL) SIGNS (MIS-2) – A MIS-2 is a sign that is supported from the grade to the bottom of the sign having, or appearing to have, a solid base and generally used to provide direction to drive-thru lanes, buildings, and tenants within large multi-tenant retail, multi-family, or office developments. A MIS-2 is permissible subject to the following conditions: **(A) Time-** A Sign Permit is required. A Sign Permit shall not be issued to erect, install or place a MIS-2 on a property until a site plan and/or final plat has been approved by the Planning & Zoning Commission for development of the property and after the issuance of a building permit for a building on the property. **(B) Place** – A MIS-2 is permitted only in conjunction with a non-residential use or in a non-residential zoning district. Minimum front setback is seventy-five (75) feet from the property line. The minimum rear and side yard setback shall be equal to the height of the sign. **(C) Manner** – **(1)** The design, materials, and finish of MIS-2s shall match those of the buildings on the same lot. MIS-2s constructed in conjunction with UDMSs and/or MIS-1s shall be consistent with the building elements and materials of the UDMSs within the UDMSs and MIS-1s on the same lot and within the Unified Development. **(2)** If a property averages more than two (2) MIS-2s per acre, a Sign Coordination Plan must be approved prior to placement of the MIS-2s. **(3)** The maximum area of a MIS-2 is six (6) square feet. **(4)** The maximum height of a MIS-2 is thirty (30) inches. *(See Sections 1.02 through 1.14 for additional requirements.)*

MONUMENT (UNIFIED DEVELOPMENT) SIGN (UDMS) – A UDMS is a sign that is supported from the grade to the bottom of the sign having, or appearing to have, a solid base and is used to identify multiple tenants within a Unified Development. A UDMS is permissible on a non-residential zoned property subject to the following conditions. **(A) Time** – A Sign Permit is required. A Sign Permit shall not be issued to erect, install or place a UDMS on a property until a Sign Coordination Plan has been approved and a subdivision plat, preliminary site plan, and/or site plan for the property has been approved by the Planning & Zoning Commission, and after issuance of a building permit for a building within the Unified Development Zone. **(B) Place** – **(1)** UDMS shall be located within a Unified Development Zone. **(2)** A UDMS is permitted on the same lot as an MIS-1, but the total number of UDMSs and MIS-1s located within a Unified Development Zone shall generally not exceed the number of lots located within the Unified Development Zone. The total number of signs shall not be permitted to exceed to the total number of lots in the Unified Development Zone when additional UDMSs are permitted on a property. **(3)** The minimum front setback for a UDMS is fifteen (15) feet from the property line. **(4)** No minimum side yard and rear yard setbacks are required for a UDMS, but a UDMS shall not be located closer than seventy-five (75) feet to another UDMS or an MIS-1. **(C) Manner** – **(1)** A UDMS shall be constructed of materials and a design consistent with the buildings located on the property. A UDMS shall contain a minimum one (1) foot masonry border around the sign. A UDMS constructed entirely of masonry materials shall satisfy the border requirement. **(2)** The maximum area of a UDMS shall be based on the size of the Unified Development Zone. The maximum area of a UDMS for a Development Zone of five (5) acres or less is sixty (60) square feet. For every whole acre over five (5) acres, the area of the UDMS may be increased by twelve (12) square feet with the maximum area of a UDMS being one-hundred sixty-eight (168) square feet. **(3)** The maximum height of a UDMS is sixteen (16) feet. **(4)** Architectural embellishments for UDMSs are encouraged. Exceptions in

maximum height and area may be considered through the review of a Sign Coordination Plan. **(5)** One (1) UDMS is permitted per street frontage of the Unified Development Zone. One (1) additional UDMS is permitted along a street for each additional seven-hundred-fifty (750) linear feet, or portion thereof, of street frontage that exceeds seven-hundred-fifty (750) linear feet of street frontage. **(6)** Prior to City consideration of a Unified Development Zone, all property owners located within a proposed Unified Development Zone must submit notarized letters to the City authorizing the creation of the Unified Development Zone. A lot shall only be included in one Unified Development Zone. **(7)** Variable messages are permitted, but only one (1) variable message sign, either Monument Sign or Wall Sign is permitted per lot. UDMSs with variable message displays shall remain static for not less than (<) fifteen (15) seconds. *(See Sections 1.02 through 1.14 for additional requirements.)*

MOVING SIGN – Any sign, sign appendages or apparatus designed or made to move freely in the wind or designed or made to move by an electrical or mechanical device. Moving Signs, and/or any sign appendage that moves, are prohibited in the City of Frisco and its extra-territorial jurisdiction.

MUNICIPAL BANNER - A temporary sign having characters, letters, or illustrations applied to plastic, cloth, canvas, or other light fabric or similar material, with the only purpose of such non-rigid material being for background used by the City, either acting alone or in cooperation with another person or entity, to promote the City, aide in economic development or economic activity in the City, promote citizenry and good will, promote awareness of happenings in the City, promote municipal-related places, activities, events, or promote municipal-related information or an event or similar happening determined by the City to directly relate to the City’s objectives in speaking on its own property. A Municipal Banner includes ornamentations and seasonal decorations. **(A) Time** – Written permission from the City Manager or his/her designee is required. No time restriction. **(B) Place** - A Municipal Banner may be erected on any City-owned property, including but not limited to pavilions, fences, walls, vehicles, poles and light poles, and/or any other structure or apparatus approved by the City Manager or his/her designee. **(C) Manner** – Municipal Banners shall not be faded, tattered or torn. *(See Section 1.08 for additional requirements.)*

MURAL – Pictures or artwork painted, drawn or applied on the exterior walls that does not depict or contain advertising, logos, or images of a product or service available on-site or off-location. Murals are not used to advertise products or services offered or sold off-location or on-site. **(A) Time** – A Sign Permit is required. A Sign Permit shall not be issued to paint, draw, apply or place a mural on a property until a site plan and/or final plat is approved by the Planning & Zoning Commission for development of the property and after issuance of a building permit for a building on the property. A Sign Coordination Plan shall be approved by Planning & Development Services prior to placement of a Mural. **(B) Place** – A Mural shall be located above grade and below a roof and only be located within a non-residential zoned district. Murals shall not be applied to a roof or other similar cover of a building or structure. **(C) Manner** – The maximum area of a Mural shall not exceed the length or height of the exterior wall on which it is painted, drawn or applied. A Mural shall not face a residential neighborhood, unless separated by a major thoroughfare. Murals are permitted only in conjunction with a non-residential use or in a non-residential zoning district. *(See Sections 1.02 through 1.14 for additional requirements.)*

NEGLECTED SIGN – A sign that has any missing panels, burned out lights, missing letters or characters, has rust, has loose parts, has damage, faded from its original color, supports or framework with missing sign or parts, or is not maintained. Neglected Signs are prohibited in the City of Frisco and its extra-territorial jurisdiction. *(See Section 1.11 for additional information regarding Neglected and Abandoned Signs.)*

NEON TUBING – A discharge tube containing neon that ionizes and glows with various colors when electric current is sent through it.

NON-CONFORMING SIGN – Any sign and its supporting structure that does not conform to all or any portion of this Ordinance and was in existence and lawfully erected prior to the effective date of this Ordinance; and was in existence and lawfully located and used in accordance with the provision of any prior ordinances applicable thereto, or which was considered legally non-conforming thereunder, and has since been in continuous or regular use; or was used on the premises at the time it was annexed into the City and has since been in regular and continuous use.

NOTICE – Notice required by this Ordinance shall be sufficient if it is effected by personal delivery, registered or certified mail, return receipt requested, by the United States Postal Service and/or posting at premises.

OFF-LOCATION OR OFF-PREMISE SIGN – A sign that advertises, promotes, or pertains to a business, person, organization, activity, event, place, service, product, etc. at a location other than where the business, person, organization, activity, event, place, service, product, etc. is located. Off-location and Off-premise Signs are prohibited in the City of Frisco and its extra-territorial jurisdiction.

ON-SITE – The property or location on which a business, person, organization, activity, event, place, service, product, etc. is located.

OPEN HOUSE RESIDENTIAL SIGN (OHRS) – An on-site temporary stake sign used to advertise the name of the realtor or homeowner, date, and/or time of an open house. **(A) Time** – No Sign Permit required. Only one (1) OHRS shall be erected no earlier than two (2) hours before the open house and shall be removed no later than one (1) hour after the conclusion of the open house. **(B) Place** – An OHRS shall be located only on the subject property having the open house. OHRS shall not be located off-location. An OHRS shall be erected on private property not closer than ten (10') feet from the edge of any street pavement. **(C) Manner** – The maximum area of an OHRS sign shall not exceed six (6) square feet. An OHRS shall not contain Balloons, streamers, flags, pennants, or other Wind Devices. An OHRS shall not be placed on a vehicle, fence, pole, tree, or railing. *(See Sections 1.02 through 1.14 for additional requirements.)*

ORIGINAL TOWN COMMERCIAL (OTC) DISTRICT – The area that consisting of the Old Town Commercial (OTC) district located beginning on the north side of Ash Street, south of Maple Street, west of North County Road & South County Road, and east of the Dallas North Tollway, as established by the City's Comprehensive Zoning Ordinance No. 00-11-01, as it currently exists or may be amended.

PENNANT – Any lightweight plastic, fabric or other material, whether or not it contains a message of any kind, suspended from a rope, wire, cord, string or other similar material

designed to move in the wind whether existing in a series or individually. Pennants are prohibited in the City of Frisco and its extra-territorial jurisdiction.

PERSON – Any person, firm, partnership, corporation, company, limited liability company, organization, business or entity of any kind.

POLE SIGN – A sign erected on a vertical framework consisting of one (1) or more uprights supported by the ground. With the exception of the Pole Signs specifically authorized by this Ordinance, such as Zoning Signs and Kiosk (Panel) Sign, Pole Signs are prohibited in the City of Frisco and its extra-territorial jurisdiction.

POLITICAL SIGN – A sign that relates to the election of a person to a public office, relates to a political party, relates to a matter to be voted upon at an election called by a public body, or contains primarily a political message. **(A) Time** – No Sign Permit required. No Restrictions. **(B) Place** – Political Signs shall be located only on private property with the consent of the property owner. A political sign shall not be erected closer than ten (10) feet from the edge of the street pavement, located on any public property, within a designated easement or right-of-way. **(C) Manner** – Political Signs shall not exceed eight (8) feet in height measured from the ground to the highest point of the sign. Political Signs shall not exceed thirty-six (36) square feet in area. Political Signs shall not be illuminated. Political Signs shall not contain any moving elements or parts. Political Signs shall not be dilapidated or cause a hazard. *(See Sections 1.02 through 1.14 for additional requirements.)*

PORTABLE SIGN(S) - Any sign designed or intended to be relocated from time-to-time, whether or not it is permanently attached to a building or structure, or is located on the ground. Portable signs include signs on wheels or on portable or mobile structures, such as, among other things, trailers, skids, banners, tents or other portable structures, A-frame signs, T-shaped signs, airborne devices, or other devices used for temporary display or advertising. Portable Signs are prohibited in the City of Frisco and its extra-territorial jurisdiction, except as specifically allowed by other sections of this Ordinance.

PROHIBITED LIGHT(S)/LIGHTS – Lights are any form of light source(s) or lumens, whether by electromagnetic radiation, flame, reflection, or any other form of lumens that acts upon the retina of the eye and optic nerve that makes sight possible. Prohibited Light(s) are Lights that blink, strobe, flash, fade, scroll, or anything other than stationary or static that attracts the attention of the general public, or causes light pollution or light trespass. Prohibited Light(s) placed in any manner where the light is visible from the exterior of a business or other non-residential use facility are prohibited in the City of Frisco and its extra-territorial jurisdiction. Exception: Federal, State and Municipal authorized emergency devices or apparatuses, emergency vehicles, utility repair vehicles, fire and building code light devices for emergency and/or security purposes, or other required lighting for public safety purposes are not prohibited and must comply with all applicable ordinances or regulations. *(See Sections 1.02 through 1.14 for additional requirements.)*

PROHIBITED SIGNS – (A) Any sign not referenced in or governed by this Ordinance; (B) any sign erected or installed without the issuance of a permit, either prior to or after the adoption of this Ordinance (if a permit was required); (C) any sign that emits odor or visible matter; (D) any sign erected or installed in or over a public right-of-way or access easement, unless permitted within this Ordinance; (E) any sign that does not comply with

this or other applicable municipal ordinances, or those which do not comply with Federal or State Laws; or (F) any sign not allowed or defined by this Ordinance.

PROJECT / DEVELOPMENT SIGN (PDS) – A temporary sign used to advertise or display contact information of property owner(s), opening date(s), architect(s), contractor(s), engineer(s), landscape architect(s), and/or financier(s), who are engaged with the design, construction, improvement or financing of a residential subdivision with homes under construction within the subdivision to which it pertains or within a commercial project to which it pertains. PDS is generally constructed of wood, metal or other similar materials approved by the Building Official. A PDS may include zoning information and advertise residential builders selling homes within a subdivision. In no case shall a PDS contain information that pertains to off-premise uses. **(A) Time** – A Sign Permit is required. The Sign Permit Number, date installed, and sign contractor's name must be placed on the sign in no less than one (1) inch in height in a conspicuous place on the sign. PDS signs must be removed when ninety-five (95) percent of the buildings/homes in the commercial project/subdivision have been issued a Certificate of Occupancy. **(B) Place** – The PDS shall be installed no closer than fifteen (15) feet to any property line. The minimum distance between a PDS and another PDS is two-hundred (200) feet. **(C) Manner** – A PDS installed on a lot where a contractor requests a final inspection must be removed prior to the final inspection and issuance of a Certificate of Occupancy. The maximum area of a PDS is ninety-six (96) square feet. The maximum height of a PDS is sixteen (16) feet. A maximum of one (1) PDS is allowed along a major street frontage per subdivision. When a subdivision has more than one (1) major thoroughfare, one (1) PDS may be placed on each major thoroughfare. *(See Sections 1.02 through 1.14 for additional requirements.)*

PROJECTING SIGN – A sign attached and projecting out from a building face or wall, generally at a right angle to the building. A Projecting Sign advertises the name, telephone number, street address, and/or website information of a business. **(A) Time** – A Sign Permit is required. A Sign Permit shall not be issued to erect or install a Projecting Sign at a property until a Building Permit is issued for the building where Projecting Sign is to be attached. **(B) Place** – A Projecting Sign is permitted only in conjunction with a non-residential use or in a non-residential district. In the OTC district, a Projecting Sign may project into the right-of-way, but shall be located a minimum of three (3) feet back from a curb of any adjacent street. When a Projecting Sign is constructed over a pedestrian sidewalk, a minimum of nine (9) feet clearance shall be provided between the grade of the sidewalk and the lowest portion of a Projecting Sign. A Projecting Sign shall not extend above a building wall. **(C) Manner** – The maximum area of a Projecting Sign is twelve (12) square feet. In the OTC district, the official logo (the steam engine) of the Historic Downtown shall be incorporated into the frame of a Projecting Sign. The logo may be added to the sign instead of the frame. In either scenario, the logo shall be in integral part of the Projecting Sign. *(See Sections 1.02 through 1.11 for additional requirements.)*

PROPERTY – An area of real estate designated as a parcel or lot on a final plat approved by Frisco and filed with the County Clerk's Office, or an unplatted tract of land as shown on an abstract.

PUBLIC NUISANCE – Any sign or similar device that causes annoyance either to a limited number of persons or to the general public or because of its attraction causes a hazard or dangerous condition.

PUBLIC VIEW – Visible from any public right-of-way, City right-of-way, or access easement.

RESIDENTIAL REAL ESTATE SIGN (RRES) – An on-site, temporary stake sign used to advertise a home or residential property for sale or lease. A RRES is used to advertise the name of the owner or realtor, telephone number, property information, and/or website address. **(A) Time** – No Sign Permit required. A RRES may be erected twenty-four (24) hours each and every day. **(B) Place** – A RRES shall be erected only on the lot on which the home or property is for sale or lease. A RRES shall be erected no closer than ten (10) feet from the street pavement. **(C) Manner** – A RRES shall not exceed six (6) square feet in area. The maximum height of a RRES shall not exceed four (4) feet. A maximum of one (1) RRES shall be erected on a lot. *(See Sections 1.02 through 1.14 for additional requirements.)*

REVOLVING SIGN – Any sign that turns, spins, or partially revolves or completely revolves 360 degrees on an axis. Revolving Signs are prohibited in the City of Frisco and its extra-territorial jurisdiction.

ROOF SIGN – A sign mounted on and supported by the roof portion of a building or above the uppermost edge of a parapet wall of a building and which is wholly or partially supported by such a building or a sign that is painted directly to or applied on the roof or top of a building or structure. A sign that is mounted on mansard facades, pent eaves or architectural projections, such as canopies or the fascia (wall) of a building or structure shall not be considered to be a Roof Sign. Roof signs are prohibited in the City of Frisco and its extra-territorial jurisdiction.

ROOF (SECONDARY) SIGN – A Roof (Secondary) Sign is a sign that is mounted to or projects from a canopy or secondary roof over the entry to a building, but does not project above the highest point of the building. A Roof (Secondary) Sign may be attached to a parapet wall. **(A) Time** – A Sign Permit is required. A Sign Permit shall not be issued to erect or place a Roof (Secondary) Sign on a property until a sign plan and/or final plat is approved by the Planning & Zoning Commission for development of the property, and after the issuance of a building permit at the property. **(B) Place** – In lieu of a Wall Sign, a Roof (Secondary) Sign may be installed on a parapet wall; provided, the parapet wall extends around the entire perimeter of the building at the same elevation. A Roof (Secondary) Sign may be erected on a secondary canopy or a secondary roof over an entry to a building. **(C) Manner** – The structural or mechanical elements of a Roof (Secondary) Sign shall not be visible from six (6) feet above the grade of adjacent streets. *(See Sections 1.02 through 1.14 for additional requirements.)*

SANDWICH BOARD SIGN – See ‘A-frame Sign’, above.

SCHOOL SIGN – An on-site temporary stake sign used to convey school registrations, enrollments, open houses, award ceremonies, PTA meetings, or other school-related events or functions for a Frisco-based public or private educational facility to where the information pertains. A School Sign excludes information pertaining to dates, times, and/or locations of scheduled athletic games. **(A) Time** – A School Sign may be erected up to seven (7) days prior to the event and shall be removed no more than forty-eight (48) hours after the conclusion of the meeting or event. **(B) Place** – With permission of the owner, a School Sign shall be placed at a private or public school, and/or at an improved

property that has received a Certificate of Occupancy. A School Sign shall be erected on private property not closer than ten (10) feet from the edge of any street pavement. **(C) Manner** – The maximum area of a School Sign shall not exceed six (6) square feet. The maximum height of a School Sign shall not exceed four (4) feet. A School Sign shall not contain any Balloons, streamers, pennants, flags, or Wind Devices. *(See Sections 1.02 through 1.14 for additional requirements.)*

SCOREBOARDS – A Scoreboard is a structurally-engineered sign erected at an athletic field or stadium and which is generally used to maintain the score or time expired in an event at the field or stadium. This definition includes signs mounted or applied to the outfield wall within a baseball field. **(A) Time** – No Sign Permit required. No restrictions. **(B) Place** – Scoreboards shall be erected within an athletic field or stadium. **(C) Manner** – No restrictions. *(See Sections 1.02 through 1.14 for additional requirements.)*

SEARCHLIGHT (or SKYLIGHT) – Any apparatus capable of projecting a beam or beams of light. Searchlights (skylights) are prohibited in the City of Frisco and its extra-territorial jurisdiction, except by written permission received from the Frisco City Council or for temporary event lighting as provided in the Comprehensive Zoning Ordinance, Article IV, Section 6, as it currently exists or may be amended.

SIGN – Any form of publicity or advertising which directs attention to an individual, business, commodity, service, activity, event, or product by means of words, lettering, parts of letters, figures, numerals, phrases, sentences, emblems, devices, trade names or trademarks, or other pictorial matter designed to convey such information and displayed by means of print, bills, posters, panels, or other devices erected on an open framework, or attached or otherwise applied to stakes, posts, poles, trees, buildings, or structures or supports. This definition shall also include any device, fixture, placard, or structure that uses any color, form, graphic, illumination, symbol, or communicate information of any kind to the public.

SKYLIGHT – See ‘Searchlight’, above.

STAKE SIGN – A temporary sign that does not exceed six (6) square feet in area with a base/stake commonly made of metal, wood or other similar material approved by the Building Official with an end for driving into the ground.

SUBDIVISION IDENTITY SIGN – A Subdivision Identity Sign is a sign mounted to a screening wall or engraved into a masonry block which identifies a residential development or a planned development, whether residential or non-commercial, and generally refers to the platted name of the subdivision or planned development. **(A) Time** – A Sign Permit is required. A Sign Permit shall not be issued to erect or place a Subdivision Identity Sign on a property until a final plat is approved by the Planning & Zoning Commission for development of the property. **(B) Place** – All Subdivision Identity Signs shall be located within the platted limits of a residential subdivision to which it pertains. **(C) Manner** – Subdivision Identity Signs may be in the form of a sign mounted to a screening wall that does not project from the facia of the wall more than one (1) inch. Alternative types of a Subdivision Identity Sign may be approved as part of a Sign Coordination Plan. The Sign Coordination Plan shall be submitted for review with the final plat, landscaping, and screening wall plans for review by the Planning Department. *(See Sections 1.02 through 1.14 for additional requirements.)*

SUBDIVISION MONUMENTATION – Subdivision Monumentation is a physical improvement such as Signs, walls, entry features or other similar improvements constructed to draw attention to or enhance a subdivision or its surrounding area. **(A) Time** – A Sign Permit and Building Permit is required. A Building Permit &/or Sign Permit shall not be issued to erect or place Subdivision Monumentation on a property until a preliminary site plan is approved and issued by the Planning & Zoning Commission for development of non-residentially zoned property, a preliminary site plan or site plan is approved by Planning & Zoning Commission for the development of multi-family or townhome zoned properties, or a preliminary plat or final plat is approved by the Planning & Zoning Commission for development of single-family or 2-family zoned properties. The requirement to prepare the fore mentioned plans may be waived should the owner of the property on which the monumentation is proposed to be located or his/her representative prepare written documentation and/or graphic illustrations to the satisfaction of City staff to explain the relationship of the proposed monumentation to future land uses on the property. **(B) Place** – Subdivision Monumentation placed on private property shall observe all building line and setback requirements of the governing zoning district; or if not in a zoning district the building line and setback requirements of Subdivision Monumentation shall be those of the Frisco zoning district that is most similar to the use. A non-habitable monument may encroach into a required setback provided all visibility clips and easements are observed and the monument is deemed by City staff not to negatively impact fire protection of existing or future development. Subdivision Monumentation may be placed in the right-of-way subject to City Council approval and so long as the requirements of *Sections 1.02 through 1.14* and any other applicable ordinances can be met. Subdivision Monumentation may not be erected within an area designated as future right-of-way on the City's Thoroughfare Plan, as it currently exists or may be amended. **(C) Manner** – The developer of the Subdivision Monumentation must provide a plan for future maintenance of Subdivision Monumentation to the City for review. The maximum height of Subdivision Monumentation shall not exceed the maximum height of the governing zoning district; or if not in a zoning district the maximum height of Subdivision Monumentation shall not exceed the maximum height of the Frisco zoning district that is most similar to the use. *(See Sections 1.02 through 1.14 for additional requirements.)*

TEMPORARY RELIGIOUS SIGN – A temporary Stake Sign used to provide the name of and direction to a location occupied by a religious organization or religious group that temporarily operates in a school or other facility. A Temporary Religious Sign identifies the meeting location/address, website information, hours of service, and/or telephone number of a religious organization or group. **(A) Time** – A Temporary Religious Sign may be erected during times of worship provided that the sign is placed no earlier than two (2) hours prior to worship and removed no later than two (2) hours after worship. **(B) Place** – A Temporary Religious Sign shall be placed on private property with consent of the property owner. Temporary Religious Signs shall be erected on private property not closer than ten (10) feet from the edge of any street pavement or designated roadway or right-of-way. **(C) Manner** – The maximum area of a Temporary Religious Sign shall not exceed six (6) square feet. The maximum height of a Temporary Religious Sign shall not exceed four (4) feet. A Temporary Religious Sign shall not contain Balloons, streamers, flags, pennants, or Wind Devices. *(See Sections 1.02 through 1.14 for additional requirements.)*

TEMPORARY SIGN – Any sign used to display information that relates to a land use, or a sign with a limited duration which is not rigidly and permanently installed into or on the ground, attached to a building, or as identified in this ordinance.

TRAFFIC LIGHTS & SIGNAGE – Any traffic-related sign, light, apparatus, or device installed that provides information to vehicular drivers and/or pedestrian traffic. Traffic-related signs, lights, apparatuses, or devices requires approval from the Engineering Department, which includes the review and approval of design, size, placement, and any other specifications or requirements prior to installation from the Traffic Engineer. Exemption: Signs, lighting, apparatuses, and/or devices installed or required by Federal or State laws.

UNDEVELOPED – An undeveloped residential or non-residential property for which a Certificate of Occupancy has not been issued by the Building Official to occupy a building on the property or for which Final Acceptance has not been issued by the City of Frisco.

UNIFIED DEVELOPMENT ZONE – A Unified Development Zone shall consist of multiple lots which were depicted on the same concept plan, preliminary site plan, or site plan, and be united through common building architecture, building color, and building materials, landscaping and parking.

V-SHAPED SIGN – A sign that fronts two (2) street frontages with more than (>) five (5) degrees of parallel.

VACANT BUILDING SIGN – No sign shall be permitted to remain on any vacant building, except a sign pertaining to the lease or sale of the building to which it pertains, or a sign which is under lease from an owner or his/her authorized agent when such sign is maintained by a person operating under his/her own bond. Vacant Building signage is prohibited in the City of Frisco and its extra-territorial jurisdiction.

VARIANCE – An official written request to the Planning & Zoning Commission to allow exceptions to regulations or requirements of this Ordinance.

VEHICLE – Any operable or inoperable motorized machine on wheels, treads, or runners by which any person, materials, commodity, or property is or may be transported.

VEHICLE SIGN – A sign attached to any vehicle, truck, car, bus, trailer, boat, recreational vehicle, motorcycle or any other vehicle; however, any vehicle, whether operable or not, shall not be parked and/or decorated where the intent is to use the vehicle as advertising. Vehicle Signs shall exclude bumper stickers and State required registration or inspection stickers/identifications. **(A) Time** - No Sign Permit required. Vehicle Signs are allowed twenty-four (24) hours each and every continuing day. **(B) Place** – Vehicle Signs are permitted provided that during periods of inactivity such vehicle is not parked in the right-of-way or placed in a manner that the Vehicle Sign is readily visible from an adjacent right-of-way. ‘For Sale’ signs placed in or on vehicles when the vehicle is parked or placed in a manner that the Vehicle Sign is readily visible from an adjacent public right-of-way are prohibited, with the exception that one (1) vehicle may contain a ‘For Sale’ sign parked or placed at an occupied single-family, two-family, townhome, or multi-family dwelling unit is permitted. **(C) Manner** – Vehicle Signs are permitted provided that: **(1)** the primary purpose of the sign is not for display of

the sign; (2) the sign(s) are painted upon or applied directly to an integral part of the vehicle; (3) the vehicle is operable, currently registered and licensed to operate on public streets and actively used in the daily function of the business to which such signs relates; (4) the vehicle is not used as a static display, advertising a product or service, not utilized as storage, shelter, or distribution points for commercial products or services for the public; and the vehicle does not meet the definition of a Mobile Advertisement Sign. (See Sections 1.02 through 1.14 for additional requirements.)

VENDING MACHINE SIGN – A sign attached to or incorporated as part of a vending machine or gasoline pump and generally advertises products dispensed, offered or sold from the vending machine or gasoline pump. **(A) Time** – No Sign Permit required. Vending machine signs may be displayed twenty-four (24) hours each and every day. **(B) Place** – Vending Machine displaying Vending Machine Sign(s) shall not obstruct pedestrian or vehicular traffic. **(C) Manner** – Vending Machine Signs shall be directly attached to a vending machine or gasoline pump. Vending Machine Signs shall be flat and shall not project from the vending machine or gasoline pump. Unless, otherwise, required by Federal, State or local laws, signs that promote products or other items shall not be attached to light poles, canopy supports, rails, trees, parking signs, vehicles, or other objects.

WALL SIGN – Any sign erected against an exterior wall, erected parallel to a wall or painted directly onto a wall. A wall sign is a sign painted on or erected parallel to and extending not more than twelve (12) inches from the façade of any building to which it is attached, supported throughout its entire length by the building face. A Wall Sign identifies the name of a business and/or logo of a business. With approval from the Building Official, a building located within the OTC that contains a maximum wall height of nine (9) feet and is adjacent to a non-pedestrian traveled way may contain a Wall Sign at the non-pedestrian traveled way of a building wall. An approved Wall Sign installed on a building wall that does not exceed nine (9) feet in height shall not project greater than one (1) inch from the wall surface. Neon shall not be installed on any Wall Sign installed below nine (9) feet from grade. A Wall Sign may include neon tubing attached directly to a wall surface when forming a border for the subject matter or when forming letters, logos, or pictorial designs. This definition shall not include painted on murals. (Please see ‘Murals’, above.). Murals are not subject to the Wall Sign regulations contained herein. Wall Signs are permissible subject to the following conditions and upon issuance of a Sign Permit. No building shall have both a Wall Sign and an Awning Sign on the same building face. **(A) Time** – A Sign Permit is required. A Sign Permit shall not be issued to erect, place or install a wall sign on a property until a site plan and/or final plat is approved by the Planning & Zoning Commission for development of the property and after issuance of a building permit for a building on the property. **(B) Place** – Wall signs are permitted only in conjunction with a non-residential use or in a non-residential zoning district. Wall signs of any character placed directly on the face of a wall shall be set at a minimum of nine (9) feet above grade. Wall signs that are painted on the face of a wall shall have no minimum height requirement. A wall sign may not be erected or placed on a parapet wall, unless the parapet wall extends around the entire perimeter of the building at the same elevation. When projections on the wall face prevent the erection of the sign flat against the wall face, the space between the back of the sign and the wall shall be closed at the top, bottom and ends with incombustible materials. For buildings with a height of five (5) stories or greater (>), a wall sign may extend above the roofline of the building on which it is attached up to twenty-five (25) percent of the sign’s height. The Wall Sign must be located on that portion of the

building that is five (5) stories or greater. **(C) Manner** – **(1)** - Wall Signs up to twelve (12') feet in height are allowed in conjunction with buildings and/or groups of continuous buildings with common wall construction and containing a minimum of five-hundred thousand (500,000) square feet. Wall Signs of this size shall be **(a)** placed on walls that are a minimum of thirty-seven (37) feet in height; **(b)** be placed directly on the face of a wall; **(c)** be set at a minimum of fourteen (14) feet above grade; **(d)** not project more than eighteen (18) inches from the face of the wall; and **(e)** not occupy more than fifty (50) percent of any wall on which it is erected. In non-residential districts or areas, neon tubing used for the sole purpose of accentuating the outline of a building shall not be considered a wall sign and is permitted. **(2)** - Wall Signs are permitted to contain electronic variable messages subject to the following conditions: **(a)** Variable message Wall Signs shall only be permitted along a major thoroughfare or greater as designated on the Thoroughfare Plan, as it currently exists or may be amended; **(b)** Variable message Wall Sign characters shall have a minimum height of fourteen (14) inches and a maximum height of twenty (20) inches; **(c)** Variable message Wall Signs shall not be animated, flash, travel, blink, fade, or scroll; **(d)** Variable message Wall Signs shall remain static for not less than (<) twenty-four (24) hours; **(e)** Variable message Wall Signs are permitted to contain time and temperature displays. The time and temperature display(s) shall remain static for not less than (<) three (3) seconds; and **(f)** Variable message Monument Signs are also permitted (see 'Monument Signs'), but only one (1) variable message sign, either Monument Sign or Wall Sign is permitted per lot. The size of Wall Signs shall be as follows:

Building Height	Maximum Sign Height	* Maximum Percentage of Wall length
0 feet to 20 feet	4 feet maximum	75%
> 20 feet to 30 feet	6 feet maximum	60%
> 30 feet	8 feet maximum	50%

** Wall Signs shall not occupy more than the Maximum Percentage of the length of any wall on which it is erected. Corporate logos may exceed the maximum sign height by forty (40%) percent.*

(See Section 3, 1.02 through 1.14 for additional requirements.)

WINDOW SIGN – Any sign, poster, window slick, or other similar displayed item, excluding banners (see 'Banners'), located on the internal or external surface of a window for the purpose of advertising a business' name, telephone number, website information, services, commodities, and/or products offered or sold that are available within the building that is visible from a public street or sidewalk. **(A) Time** – No Sign Permit required, except illuminated Window Signs. Illuminated Window Signs that exceed twenty-five (25) percent of a window requires the issuance of a Sign Permit and shall not be closer than three (3) feet from a public door. A Window Sign may be displayed twenty-four (24) hours each and every continuing day. **(B) Place** – Window Signs shall only be displayed on the inside or exterior of a window. **(C) Manner** – Window sign(s) shall be installed on the inside or outside of a window. The maximum area of a Window Sign shall not exceed twenty-five (25) percent of the window where the sign is displayed. Window Signs are limited to one (1) sign per window. Illuminated and non-illuminated Window Signs or its appendages shall not blink, strobe, fade, flash, scroll, or move in any manner. Illuminated Window Signs shall remain static and stationary. *(See Sections 1.02 through 1.14 for additional requirements.)*

WIND DEVICE – Any pennant, streamer, spinner, balloon, cloud buster balloon, inflatable objects or similar devices made of cloth, canvas, plastic or any flexible material designed to float or designed to move, or moves freely in the wind, with or without a frame or other supporting structure, used for the purpose of advertising or drawing attention to a business, commodity, service, sale or product. Exception: Flags and Grand Opening Balloons &/or Balloon Arrangements shall not be considered a Wind Device. Wind Device(s) are prohibited in the City of Frisco and its extra-territorial jurisdiction.

YARD SIGN – A temporary stake sign used to publicize the arrival of a newborn, participation of a family member in a school activity or sport, the presence of a security system, animals, and seasonal decorations. **(A) Time** – No Sign Permit required. Yard Signs may be erected twenty-four (24) hours each and every day. **(B) Place** – Yard Signs shall be located only on lots containing an occupied single-family, two-family, or multi-family dwelling. Yard Signs shall be erected no closer than ten (10) feet from the street pavement. **(C) Manner** – Signs advertising the presence of a home security system shall not exceed one (1) square foot in area. Signs advertising the arrival of a newborn, the participation of a family member in a school activity or sport, or the presence of animals shall not exceed four (4) square feet in area. Seasonal decorations are excluded from Place and Manner requirements. *(See Sections 1.02 through 1.14 for additional requirements.)*

ZONING SIGN – A temporary sign erected to publicize a request to zone or re-zone a property. **(A) Time** – No Sign Permit required. (1) The property owner or his/her representative shall erect the sign on the property fourteen (14) days prior to the first public hearing scheduled to discuss the applicable zoning case. The property owner shall be responsible for maintaining the Zoning Sign on the property throughout the zoning case; (2) The property owner or his/her representative must provide verification with a photograph that the Zoning Sign is erected at the property one (1) week prior to the scheduled Planning & Zoning Commission meeting date; (3) The property owner or his/her representative must remove the Zoning Sign within three (3) days after the City Council's approval of the ordinance that re-zones the property; after the Planning & Zoning Commission denies the request, unless an appeal to the City Council is made; or within three (3) days after the City Council denies the zoning request. **(B) Place** – (1) The Zoning Sign shall be placed in a location visible from all streets adjacent to the property included in the zoning request. (2) Zoning Signs shall be located no greater than twenty (20) feet from the front property line, unless otherwise directed by the Director of Planning & Development Services or his/her designee. **(C) Manner** – (1) One (1) Zoning Sign shall be erected adjacent to each street frontage of the property. (2) The area of a Zoning Sign shall be sixteen (16) square feet. (3) The width of a Zoning Sign shall be four (4) feet. (4) The Zoning Sign shall be constructed in accordance with the City's design standards for Zoning Signs. *(See Sections 1.02 through 1.14 for additional requirements.)*

Pictorial examples of some types of signs defined in this Section 1.01 are contained in the Photo Gallery attached hereto as Addendum 1.

1.02 APPLICABILITY

The terms and conditions of this Ordinance shall apply to signs located within the City of Frisco and its extraterritorial jurisdiction.

1.03 PERMIT REQUIRED TO ERECT OR INSTALL SIGNAGE:

- A. **SIGN PERMIT REQUIRED.** No sign, other than those signs allowed without a permit by Section 1.01 of this Ordinance, shall be erected, placed, attached, secured, altered or displayed to/on the ground, any building, or any structure, until a permit for such sign has been issued by the Building Official. An application for a Sign Permit may be obtained from Frisco's Building Inspection Division. The Building Official shall approve or deny an application for a Sign Permit within thirty (30) days of the Building Inspection Division's receipt of the application. A Sign Permit will be issued if a proposed sign conforms to all City ordinances. Upon request by the City, a diagram shall be provided showing the location of all signs on the property and/or adjacent properties. Incorrect information on an application shall be grounds for denial or revocation of a Sign Permit.
- B. **TO WHOM ISSUED.** No Sign Permit for the installation or erection of any sign, with the exception of Banners, A-frame Signs, Window Signs, and Grand Opening Balloon Arrangements, shall be issued to any person other than those registered and bonded in the City in accordance with this Ordinance.
- C. **NOT TO ISSUE FOR PROHIBITED LOCATIONS.** No Sign Permit shall be issued under this Section for any sign in a district where signs are prohibited by the City's Comprehensive Zoning Ordinance No. 00-11-01, as it currently exists or may be amended. A sexually oriented business seeking a sign permit must also comply with all City ordinances regulating such businesses.
- D. **FEES.** The Sign Permit fee shall be seventy-five (\$75.00) dollars for each Banner, Inflatable Device Sign, or Grand Opening Balloon/Balloon Arrangement. The Sign Permit fee for other signs that require the issuance of a Sign Permit shall be one-hundred, fifty (\$150.00) dollars for each sign. The Sign Permit fee for a sign erected without the issuance of a Sign Permit prior to installation shall be twice (2x) the cost of the standard permit fee.
- E. **INTERPRETATION AND ADMINISTRATION.** The Building Official shall be responsible for interpreting and administering this Ordinance. The Building Official may revoke any permit for a sign issued in error. Allegations of errors in orders, decisions, or determinations of the Building Official in the administration of this Ordinance shall be in accordance with Section 1.13 of this Ordinance, as it currently exists or may be amended.

1.04 REGISTRATION REQUIRED

- A. No person shall install, erect or maintain any sign, except Banners, A-frame Signs, Window Signs, and/or Grand Opening Balloon Arrangements, and all signs for which a permit is not required, or contract for such service, until such person has applied to the Building Official for a registration to install, erect and/or maintain signs, and until such registration has been approved and issued. The Building Official or his/her designee shall approve or deny an application for a registration within thirty (30) days of the City's receipt of the application. A registration number will be issued if all requirements of City ordinances are met. The fee for such registration shall be seventy-five (\$75.00) dollars per year. Registration is valid twelve (12) months from the date of issuance.
- B. The registration of any sign contractor may be canceled by the Building Official when such sign contractor repeatedly violates the requirements of this Ordinance. Conviction in court, whether appealed or not, on two (2) violations over a period

of twelve (12) consecutive months, shall constitute evidence of repeated violation. Any registration thus canceled shall not be renewed for such sign contractor or anyone operating in concert with such sign contractor until all such violations have been corrected. Upon correction of violations, the sign contractor's registration may be renewed upon furnishing the required bond.

1.05 SIGN CONTRACTOR INSURANCE OR BOND REQUIRED

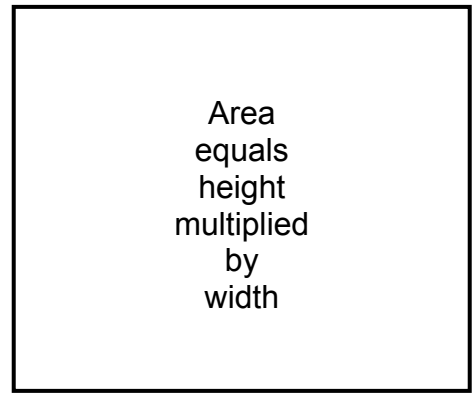
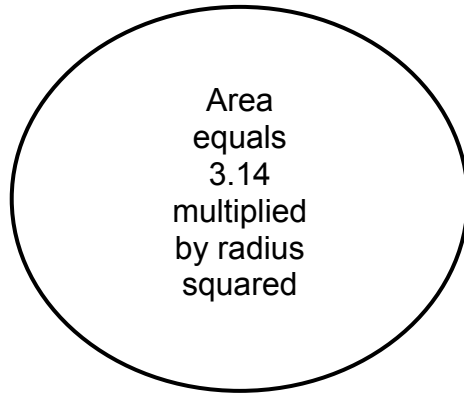
- A. No registration number for the installation, erection and/or maintenance of signs shall be issued to any person nor shall any person install, erect or maintain any sign, except Banners, A-frame Signs, Window Signs, and/or Grand Opening Balloon Arrangements, and all signs for which a permit is not required, or medium of display or advertising, electric or otherwise, until such person has provided proof of general liability insurance in the amount of one-hundred thousand (\$100,000.00) dollars to the Building Official or filed with the City Secretary a surety bond in the sum of five thousand (\$5,000.00) dollars. Such bond shall be approved by the Director of Finance and shall be conditioned for the installation and erection of signs in accordance with the ordinances of the City and laws of the State, and shall provide for the indemnification of the City for any and all damages or liability, which may accrue against it by reason of faulty installation, erections, demolition, repair, removal, or defects in, or collapse of, any sign for a period of one (1) year after erection or for such period of time that such sign is maintained or serviced by or under the direction of the maker of such bond, whichever is longer. Such bond shall further provide for the indemnification of any person who shall while upon public property or in any public place, incur damage for which the principle name in the bond is legally liable.
- B. When any sign contractor's registration has been canceled as provided in Section 1.04, such license shall not be renewed until the contractor furnishes an additional bond in the amount of five thousand (\$5,000.00) dollars guaranteeing compliance with the provisions of this Ordinance, which bond shall be for a period of two (2) years following the renewal of the registration.

1.06 INSPECTION

The Building Official is authorized to perform an inspection of all signs. The purpose of the inspection is to ensure that the sign has been constructed in accordance with this Ordinance, other applicable ordinances, and the applicable permits. The method and time of such inspections shall be determined by the Building Official.

1.07 MEASUREMENT OF SIGN AREA AND HEIGHT

- A. The area of a sign shall be measured as follows:
 - 1. For signs in the shape of a square, rectangle, circle, or similar standard geometric shape, the area shall be calculated by using the standard mathematical formula (height multiplied by width, 3.14 multiplied by radius squared, etc.). This method of measurement is most commonly-used for banners, commercial real estate signs, model home signs, monument signs, project development signs, and stake signs.



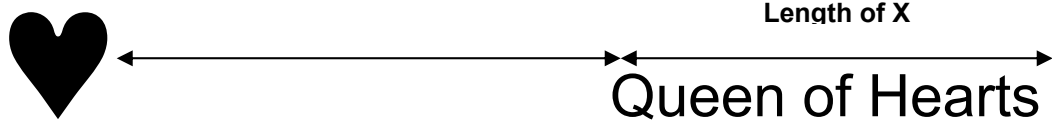
2. For sign with a shape that is irregular, the area shall be measured by enclosing the sign elements to the closest geometric shape. The method of measurement is most commonly-used for Awning Signs and wall signs with individual lettering and for irregularly-shaped signs (see diagram).

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3. The area of a spherical, cylindrical, or other three (3) dimensional sign shall be measured by calculating the area of a two dimensional drawing of the largest elevation of the sign.
- B. Where a sign has two (2) faces, the area of both faces shall be used to determine the area of the sign; provided, the two (2) faces are within five degrees (5°) of parallel. Where a sign has two (2) or more faces and exceed greater than five degrees (5°) from parallel, the sign area shall be calculated as the sum of the area of each face (a 'V-shaped' Sign). A V-shaped Sign is only permitted at the corner of a property with two (2) street frontages.
- C. The area of wall signs containing multiple elements shall be calculated as follows:
 1. Regardless of the spacing between letters, letters forming a word or name shall be considered a single sign.
 2. When two (2) or more separate items in a sign, such as a word or logo, are separated horizontally or vertically by less than the width or height of the largest item, the items shall be considered a single sign and the area shall be determined by measuring the area enclosing the sign elements with straight, intersecting lines. The following sign elements are considered one (1) sign:



3. When two (2) or more separate items in a sign, such as a word or logo, are separated horizontally or vertically by more than the width or height of the largest item, the items shall be considered a separate sign and the area of each item shall be determined individually. The following sign elements are considered two (2) signs:



- D. The supports of a stake sign, A-frame Sign, Project Development Sign, or Commercial Real Estate Sign shall not be included in calculating the area of a sign, but shall be included in the measurement of the height of a sign.
- E. The height of all signs shall be measured from the top edge of the sign and/or support structure to the average finished grade below the sign and/or support structure, unless otherwise noted in this Ordinance. If a sign is located on a mount, berm, or other raised area for the sole purpose of increasing the height of the sign, the height of the mound, berm, or other raised area shall be included in the height of the sign. Measurement for a sign height will be determined from the of the curb grade at the property line.

1.08 SIGN SPECIFICATIONS, DESIGN & OTHER REQUIREMENTS

- A. **COMPLIANCE WITH COMPREHENSIVE ZONING ORDINANCE, INTERNATIONAL BUILDING CODE, NATIONAL ELECTRICAL CODE, AND OTHER ORDINANCES** – All sign structures shall comply with the City’s Comprehensive Zoning Ordinance No. 00-11-01, as it currently exists or may be amended, the International Building Code, the National Electrical Code, and other City Ordinances, as they currently exist or may be amended. If the standards as described herein are more restrictive than another ordinance or code, then the provisions of this Ordinance shall apply.
- B. **VISIBILITY** – All signs shall observe all visibility requirements. Signs shall not be placed within visibility triangles, corner clips, and V.A.M. (Visibility, Access, and Maintenance) easements as defined in the City’s Thoroughfare and Circulation Design Requirements, as it currently exists or may be amended. Signs shall not create a hazard.
- C. **SIGNS POSTED IN SPECIFIED AREAS** – Unless otherwise permitted within this Ordinance, no person shall post or cause to be posted, attach or maintain any sign upon: (1) Any City-owned property or right-of-way without written permission of the City Manager or his/her designated representative; (2) Any utility easement. Should a property owner be able to demonstrate to the City Engineer and/or franchise utility company that there is no other viable location for a sign other than a utility easement, a sign may be located within the utility easement subject to written approval from the City Engineer and/or franchise utility company and subject to the providing of a letter to the City releasing the City of any liability for repair or replacement of a sign damaged by work

occurring within the utility easement; (3) Any tree, utility pole or structure, street sign, rail, or any fence; (4) Any fence, railing or wall, except in accordance with Section 1.01 (Wall sign); or (5) Any sidewalk within the right-of-way or sidewalk easement, curb, gutter, or street, except for house numbers or fire lane designation.

- D. **SIGNS ATTACHED TO FIRE ESCAPES** – No sign shall be attached in any manner to any fire escape or to the supporting members of any fire escape, nor shall it be guyed to or supported by any part of a fire escape.
- E. **ACCUMULATION OF RAINWATER** – All signs shall be constructed to prevent the accumulation of rainwater in the sign.
- F. **LOCATION NEAR TELEPHONE CABLE, POWER LINE, OR STREET LIGHT** – No sign shall be erected nearer than two (2) feet from any telephone cable, power line or any street light standard.
- G. **SIGNS NOT TO BLOCK OR INTERFERE WITH EXITS OR WINDOWS, OR PEDESTRIAN AND VEHICULAR TRAFFIC** – No sign shall be erected to block, partially block, or interfere in any way with a required means of exit from any building nor with any window. No sign shall block, interfere, or otherwise hinder pedestrian or vehicular traffic on a public sidewalk, a public thoroughfare, a fire lane easement, or a driveway required to access parking.
- H. **GLASS SIGNS OVER PUBLIC PROPERTY OR PEDESTRIAN AREA**– Signs constructed of glass or other materials which may shatter upon impact are prohibited over a public right-of-way or pedestrian area.
- I. **IDENTIFICATION MARKING REQUIRED** – All signs that require the issuance of a permit after adoption of this Ordinance shall have attached, written, or painted in a weatherproof manner and in a conspicuous place thereon, in letters not less than one (1) inch in height, the date of erection and the Sign Permit number on the sign.
- J. **ASSUMED WIND LOAD FOR DESIGN PURPOSES** – For the purposes of design of structural members in signs, an assumed wind load of twenty (20) pounds per square foot shall be used.
- K. **MULTIPLE SIGNS ON A PROPERTY OR BUILDING** - The permitting of a sign on a property or building shall not preclude the permitting of other types of signs on a property or building, unless the signs are expressly prohibited herein.
- L. **EXEMPTIONS** – Signs located within a building, with the exception of window signs, shall not be regulated by this Ordinance.

1.09 REMOVAL / IMPOUNDMENT OF PROHIBITED SIGNS

- A. All Prohibited Signs or non-compliant signs shall be considered a public nuisance and are prohibited by this Ordinance in the City of Frisco and its extra-territorial jurisdiction. Upon identification of any Prohibited Sign, the Building Official or his/her designee shall provide written notification of the violation to the owner of the property on which the Prohibited Sign is located and/or the installer of the Sign. The notification shall state that the offending Sign shall be removed by the owner, agent or person having beneficial use of the land, building or structure upon which such Sign is located within the time period prescribed after written notification to do so by the Building Official. The notification shall further state that if the Prohibited Sign is not removed within a specific timeframe (not to exceed ten (10) days) a citation may be issued and the City may resort to any civil remedy available up to and including impoundment. If any Sign is determined to present an immediate danger to public health, safety,

or welfare, the City shall remove it immediately. Within ten (10) days of the removal of the Sign, the Building Official shall notify the owner of the property on which the Sign was located of the reason(s) for the removal of the Sign. Signs authorized by a Sign Permit Number with an expiration date shall be removed promptly upon the date of expiration. Signs remaining after the date of expiration shall be deemed prohibited. The Sign Permit that provides the expiration date shall be considered adequate notice of violation.

- B. It shall be unlawful for any person, firm, entity or corporation receiving such written notification or having an expired Sign Permit to fail to comply with the direction of the notification. In the event failure to comply with such notice provided, the Building Official is hereby authorized to cause the removal and impoundment of such Sign. Any expenses incident thereto shall be the responsibility of the owner, agent or person having beneficial use of the land, building or structure upon which such Sign was located.
- C. If a Sign is placed within a public right-of-way or on a City-owned property in violation of this Ordinance, the Sign may be immediately removed and impounded.

1.10 IMPOUNDED SIGNS & RECOVERY

- A. Impounded signs may be recovered by the owner within fifteen (15) days from the date of the written notification of impoundment by paying a fee as follows: (1) A fee of two-hundred dollars (\$200.00) for signs which are six (6) square feet or less in area. (2) A fee of four-hundred dollars (\$400.00) for signs which are larger than six (6) square feet in area.
- B. Impounded signs not recovered within fifteen (15) days of impoundment may be disposed of by the City in any manner it shall elect.
- C. Illegal signs removed from public property, including the City of Frisco's right-of-way, park property or other City maintained area may be immediately disposed of by the City in any manner it shall elect.

1.11 NEGLECTED AND ABANDONED SIGNS

- A. Abandoned signs and neglected signs shall be considered a public nuisance and are prohibited by this Ordinance. Upon written notification by the Building Official or his/her designee, such abandoned signs shall be removed from the premises and neglected signs shall be repaired or removed from the premises by the owner, agent or person having beneficial use of the land, building or structure upon which such sign is located. The notification shall state that the offending sign shall be repaired or removed by the owner, agent or person having beneficial use of the land, building or structure upon which such sign is located within ten (10) days after written notification to do so by the Building Official or his/her representative. The notification shall further state that if the sign is not removed or repaired, a citation may be issued and the City may resort to any civil remedy available to remove or repair the sign, up to and including impoundment. If any sign is determined to present an immediate danger to public health, safety or welfare, the City shall remove it immediately. Within ten (10) days of the removal of the sign, the Building Official shall notify the owner of the property on which the sign was located of the reason(s) for the removal of such sign.
- B. It shall be unlawful for any person, firm, entity or corporation receiving such written notification to fail to comply with the direction of the notice. In the event

failure to comply with such notice provided under this Section 1.11, the Building Official is hereby authorized to cause the removal and impoundment of such sign. Any expenses incident thereto shall be the responsibility of the owner, agent, or person having beneficial use of the land, building or structure upon which such sign was located.

1.12 NONCONFORMING SIGNS

- A. A nonconforming sign is a sign and its supporting structure which does not conform to all or part of the provisions of this Ordinance, and: (1) was in existence, has a sign permit if one was required prior to this ordinance and lawfully erected prior to the date of this Ordinance; (2) was in existence and lawfully located and used in accordance with the provisions of the prior Ordinance applicable thereto, or which was considered legally nonconforming there under, and has since been in continuous or regular use; or (3) was in existence, located, and used on the premises at the time it was annexed into the City and has since been in regular and continuous use.
- B. Any nonconforming sign and its supporting structure which is destroyed, damaged, dilapidated or deteriorated shall not be replaced, repaired or renovated, in whole or in part, if such replacement, repair or renovation would require an expenditure of monies in excess of sixty percent (60%) of the cost of a new sign, including its supporting structure, which is substantially the same or similar to the nonconforming sign destroyed, damaged, dilapidated, or deteriorated. Changing the interior panel of a nonconforming sign is permitted in all cases.
- C. No sign or its supporting structure which is lawfully reproduced, repaired or renovated as a nonconforming sign shall be increased in area or height.
- D. Notwithstanding any other provision of this Ordinance, any sign that is a legally existing nonconforming sign hereunder may be relocated on the same lot or tract of land, if the sign is required to be removed from its present location because the property upon which the sign is located is acquired by any governmental agency or other entity which has or could have acquired the property through the exercise of its power of eminent domain. Such relocated sign shall be placed, insofar as possible, as to comply with all provisions of this Ordinance.

1.13 VARIANCES

- A. Requests for variances to sign regulations and allegations of errors in orders, decisions, or determinations by an administrative official in administration of the sign regulations shall be made in writing by the applicant and heard by the Planning & Zoning Commission at a public hearing. An application for such appeal may be obtained from the City. The Planning & Zoning Commission shall hear, if possible, the request for a variance or the allegation of error within thirty (30) days after receipt of a completed application and applicable application fees. The application will require written authorization from the property owner before being filed.
- B. Before the tenth (10th) day of the date of the public hearing conducted by the Planning & Zoning Commission, written notice of the public hearing shall be sent by its deposit in the United States mail to each owner, as indicated by the most recently approved Municipal Tax Roll of property within two-hundred (200') feet of the property on which the variance is proposed. The notice shall include a description of the time and place of such hearing, a description of the

location of the subject property, and a description of the requested variance. In addition, the notice shall be published in the official newspaper of the City stating the time and place of such hearing, a minimum of ten (10) days prior to the date of the public hearing.

- C. In order to approve a request for a variance, the Planning & Zoning Commission shall determine that the request meets three (3) of the following four (4) criteria: (1) The proposed sign shall not adversely impact the adjacent property (visibility, size and the like); (2) The proposed sign shall be of a unique design or configuration; (3) The variance is needed due to restricted area, shape, topography, or physical features that are unique to the property or structure on which the proposed sign would be erected; (4) The variance will substantially improve the public convenience and welfare and does not violate the intent of this Ordinance.
- D. Should the Planning & Zoning Commission deny a request for a variance, the applicant may appeal the request to City Council. A vote of three-fourths (3/4th) of the Council Members present, or four (4) votes, whichever is greater is required to approve the appeal. The City Council's decision is final. The appeal will require re-notification of the surrounding property owners and publication in the newspaper in the same manner described in Section 1.13.B, above.
- E. A variance shall not be approved for a sign that is prohibited by this Ordinance.

1.14 SPECIAL EVENT SIGNAGE

- A. Special events are generally defined as a festival, fair, tournament, or other similar happening. Should City staff question a proposed activity or celebration as a valid special event, a description of the proposed activity or celebration will be prepared by the applicant and forwarded to the City's Special Event Coordinator and City Council by City staff for the City Council's consideration of the event as a special event. Business promotions, such as grand openings and sales events, shall not be classified as a special event.
- B. Banners, Stake Signs, Inflatable Device Signs, or other apparatuses may not be erected to advertise a special event until a Sign Coordination Plan as defined in Section 1.15 has been approved by the City of Frisco. The Sign Coordination Plan will be required to illustrate the location of Banners, stake signs, Inflatable Device Signs, or other apparatuses to be used for a special event.
- C. Signage associated with a special event shall be erected no earlier than seven (7) days prior to the event and removed no later than twenty-four (24) hours after the conclusion of the event. *(See Sections 1.01 through 1.13 for additional requirements.)*

1.15 SIGN COORDINATION PLAN

- A. A Sign Coordination Plan is required to be prepared for variance requests. A Sign Coordination Plan is also required prior to the issuance of a Sign Permit for signs specified in Section 1.01 or as otherwise required herein to determine overall sign locations on a property, the relationship of the signs to surrounding existing, proposed, and proposed future improvements, and to determine consistency and uniformity among buildings and signs within a unified development zone or residential development. The Sign Coordination Plan shall be submitted to the Planning & Development Services Department.
- B. A Sign Coordination Plan shall contain the following information: (1) Elevations of the signs illustrating the materials of construction, colors, lighting, fonts of letters, and dimensions of the signs. If the sign is to be attached to a building, the elevation shall be a composite of the sign and the building; (2) Elevations depicting the size of the signs in relation to the size of the buildings within the development; (3) A plan drawn to concept plan, preliminary site plan, or site plan specifications, as detailed in the Comprehensive Zoning Ordinance No. 00-11-01, as it currently exists or may be amended, of the site illustrating the location of existing and proposed signs on the property and, if required by City staff, on adjacent properties; (4) Other information to illustrate the consistency and uniformity of the signs; and (5) For unified development signs, the Sign Coordination Plan shall identify a Unified Development Zone. Only those properties and businesses included within the Unified Development Zone shall be included/identified on the unified development signs erected within the Unified Development Zone.
- C. For non-residential and multi-family developments, the Sign Coordination Plan shall be submitted to the City for review with a concept plan, preliminary site plan, or site plan of the property. For single-family and two-family developments, the Sign Coordination Plan shall be submitted to the City for review with a concept plan, preliminary plat, or final plat of the property.
- D. A Sign Coordination Plan required of signs specified in Section 1.01 or as otherwise required herein shall be submitted to the Planning & Development Services Department. The Sign Coordination Plan will be reviewed in accordance with the City's Development Review Schedule and considered for approval by City staff. City staff may approve or deny a Sign Coordination Plan. Should City staff deny a Sign Coordination Plan, the Sign Coordination Plan will be forwarded to the Planning & Zoning Commission for their review and consideration. The Planning & Zoning Commission may approve or deny the Sign Coordination Plan. Should the Planning & Zoning Commission deny a Sign Coordination Plan, the Sign Coordination Plan will be forwarded to the City Council for their review and consideration. The City Council may approve or deny the Sign Coordination Plan. The decision of City staff, the Planning & Zoning Commission, and City Council is discretionary. The City Council's decision is final.

ADDENDUM 1

SIGN PHOTO GALLERY - EXAMPLES